

CROSSOVER BILLS

(Bills Which Passed Third Reading)

HAWAII STATE LEGISLATURE

REGULAR SESSION OF 2000

SHOWING ACTIONS TAKEN AS OF

March 9, 2000

Prepared by the:

LEGISLATIVE REFERENCE BUREAU SYSTEMS OFFICE

State Capitol, Room 413
415 South Beretania Street
Honolulu, HI 96813

Caveat: While all data are believed accurate, they are subject to change pending confirmation against official records kept by the respective Chief Clerk's offices.

FOREWORD

We are pleased to provide you with a publication which includes all bills in the current legislature which passed Third Reading as of March 9, 2000. This publication has been created by the Legislative Reference Bureau - Systems Office.

The publication includes such data as the bill number, title, introducer, description, and current status of the bill. The publication reflects data recorded up to and including March 9, 2000.

Wendell K. Kimura
Acting Director
Legislative Reference Bureau

March 2000

HOUSE BILLS WHICH PASSED THIRD READING

HB0003 HD2 SD1 (SSCR 1076) RELATING TO USE OF INTOXICANTS. Representative Hiraki (586-6180)
Establishes the use of intoxicants while operating a vehicle law. Repeals and replaces alcohol and boating safety provisions, alcohol, drugs, and highway safety provisions, administrative revocation of driver's license provisions, driving under the influence of intoxicating liquor, driving after consuming a measurable amount of alcohol for persons under 21 years of age, habitually driving under the influence of intoxicating liquor or drugs, driving after license suspended or revoked for driving under the influence of intoxicating liquor, evidence of intoxication, medical services, and driving under the influence of drugs. -- Requires the revisor of statutes to prepare proposed conforming legislation and to transmit such proposed legislation to the legislature. -- HB0003 SD1
Mar=25 99 Passed Second Reading Senate as amended (SD1)
Mar=25 99 Referred to JDC (586-6030 or 586-7100)

HB0005 HD1 (HSCR 938) RELATING TO THE STATEWIDE TRAFFIC CODE. Representative Hiraki (586-6180)
Establishes that when a bench warrant is issued the court shall cause an entry to be made in the driver's license record to prevent the person from getting or renewing the person's driver's license for as long as the warrant is outstanding. -- HB0005 HD1
Mar=22 99 Passed Second Reading Senate
Mar=22 99 Referred to JDC (586-6030 or 586-7100)

HB0011 HD1 SD1 (SSCR 1537) RELATING TO MOTOR VEHICLES. Representative Hiraki (586-6180)
Changes the category 3 of motor vehicles for motor vehicle driver's licenses by increasing the gross vehicle weight rating for the category for buses designed to transport 15 or fewer occupants and trucks and vans from 11,000 pounds to 15,000 pounds and increases the weight for category 4 from 11,001 pounds to 15,001 pounds. -- HB0011 SD1
Apr=15 99 House Disagrees to Senate amendments
Apr=19 99 Conference Committee: Senate Members: Kawamoto C -- Bunda R, Iwase R, Slom S, Taniguchi B
Apr=26 99 Conference Committee: House Members: Hiraki K, Menor R -- Morita H, Rath J

HB0015 RELATING TO THE ADMINISTRATIVE REVOCATION OF A DRIVER'S LICENSE.
Representative Hiraki (586-6180)
Amends administrative revocation of driver's license provisions. Allows the court to remand the matter back to the director for further entry of an order consistent with the judicial review decision. -- HB0015
Mar=25 99 Passed Second Reading Senate
Mar=25 99 Referred to JDC (586-6030 or 586-7100)

HB0019 RELATING TO LIQUOR LICENSES. Representative Hiraki (586-6180)
Allows the liquor commission to revoke, suspend, or place conditions or restrictions on any intoxicating liquor license to prevent activities within the licensed premises or adjacent areas under the licensee's control that are potentially injurious to the health, safety, and welfare of the public including assault. -- HB0019
Mar=09 99 Introduction/Passed First Reading - Senate
Mar=09 99 Multiple Referral to TIA/ JDC/ then CPN (586-6970)

HB0034 HD2 (HSCR 949) RELATING TO AQUATIC RESOURCES. Representative Takumi (586-6170)
Amends provision relating to fishing rights and regulations. Establishes licenses for catching mullet, nehu, iao, and other baitfish, certain crustaceans, and establishes permits for taking coral and rock with marine life attached. Repeals provisions relating to fishing with firearms, spears, bullpen traps, nets

HOUSE BILLS WHICH PASSED THIRD READING

and traps, disposal of fishing gear, fine meshed throw nets, gill nets, drift gill nets, minimum sizes of fish, opelu, crustaceans with eggs and the sale of dried nehu and iao. -- HB0034 HD2

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Single Referral to ECD (586-7335)

HB0037 HD1 SD2 (SSCR 1548)

RELATING TO FILM PRODUCTION FUNDING. Representative Takumi (586-6170)

Establishes the state of Hawaii film special fund to assist local independent filmmakers and to attract outside filmmakers regarding the production of film in the State. Provides that the fund may be used for Hawaii film projects under agreements with any state or county agency. Establishes provision relating to the entertainment industry production facilities. Provides that construction of an entertainment industry production facility will be exempt from the general excise tax and use tax. -- HB0037 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Herkes R, Takai K, Luke S -- Leong B, Suzuki N

Apr=19 99 Conference Committee: Senate Members: Inouye L, Fukunaga C -- Anderson W, Buen J, Taniguchi B

HB0045 HD1 SD1 (SSCR 959)

RELATING TO MOTOR VEHICLE DRIVER LICENSING. Representative Takumi (586-6170)

Prohibits a person whose motor vehicle driver's license has expired to operate any motor vehicle. Provides that operating a motor vehicle within 30 days after the date of expiration of the driver's license shall constitute a violation subject to a maximum fine of 1,000 dollars. -- HB0045 SD1

Mar=23 99 Passed Second Reading Senate as amended (SD1)

Mar=23 99 Referred to JDC (586-6030 or 586-7100)

HB0047 HD1 SD1 (SSCR 1466)

RELATING TO PHYSICIAN ASSISTANTS. Representative Takumi (586-6170)

Amends provisions relating to physician assistants by requiring persons to be licensed rather than certified. -- HB0047 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr=19 99 Conference Committee: Senate Members: Kanno B, Taniguchi B -- Inouye L, Slom S

Apr-19 99 Conference Committee: House Members: Santiago A, Menor R -- Whalen P

HB0067 HD1 (HSCR 917)

RELATING TO CIVIL JUSTICE REFORM. Representative P. Oshiro (586-6360)

Establishes provisions relating to offers of judgment in civil actions. Provides criteria. Provides that offers not accepted shall be deemed withdrawn and shall not be admissible except in a proceeding to determine costs. Provides that if a final judgment is not more favorable than the offer, the offeree shall pay costs incurred after making the offer. -- Amends provisions relating to punitive damages. Requires the judge to determine the dollar amount of punitive damage awards. Provides that punitive damages shall not exceed 3 times the amount of compensatory damages. -- Amends provisions relating to attorneys' fees and costs in civil actions. Provides that if the court determines a portion of claims or defenses to be frivolous, the court shall award attorneys' fees and costs based on a direct proportion to the percentage of frivolous claims or defenses. -- Amends provisions relating to the limitation on noneconomic damages. Provides an maximum award of 500,000 dollars for all noneconomic damages, except for severe bodily injury. -- Amends provision relating to exceptions to the abolition of joint and several liability. Provides that in actions involving injury or death, the tortfeasor whose individual degree of negligence is ____ per cent or more under the contributory and comparative negligence

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provisions, or less than ____ per cent, the amount recoverable shall be in direct proportion to the degree of negligence assigned. -- Provides that amendments to the attorney's fees and costs in civil actions provision shall apply only to civil actions filed on or after the effective date, and that amendments to the limitation on noneconomic damages provision shall apply only to causes of action based upon acts or omissions occurring on or after the effective date. -- HB0067 HD1
Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Single Referral to CPN/ JDC/ (586-6830 or 586-6460)

HB0071 HD2 SD1 (SSCR 1528)

RELATING TO ELECTIONS. Representative P. Oshiro (586-6360)
Amends elections laws relating to campaign contributions and expenditures. Defines ballot issue committee to include any organization, association, or individual which has the exclusive purpose of accepting or making a contribution or expenditure for or against a question or issue appearing on the ballot. Repeals the 1,000 dollar aggregate threshold from the definition of committee. -- Amends the provision which requires each candidate or candidate committee to file an organizational report or report on a deposit by repealing the aggregate amount of more than 100 dollars for expenditures. Requires filed campaign contribution and expenditure reports to be certified by the candidate and campaign treasurer. -- Limits contributions made by a candidate's immediate family to 50,000 dollars. -- Prohibits contributions or expenditures by a foreign national.-- Provides that the candidate committee, rather than the candidate, shall file a preliminary report on July 30 for primary election year and 10 calendar days prior to the election for primary, initial special, special, and general elections. -- Repeals short form reporting. -- Provides exemptions to administrative fines and criminal prosecution relating to election contributions with payment or agreement to pay penalties. Amends Act 27, special session law of 1995, as amended by Act 13, session laws of 1996. -- HB0071 SD1
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Oshiro P, Saiki S -- Auwae E, Hamakawa E
Apr=19 99 Conference Committee: Senate Members: Chumbley A, Matsunaga M -- Anderson W, Ihara L, Sakamoto N

HB0081

MAKING AN APPROPRIATION FOR A NANOTECHNOLOGY CENTER.
Representative Hamakawa (586-8480)
Appropriation to the department of research and development of the county of Hawaii to establish a nanotechnology center at the university park at the university of Hawaii at Hilo. Funds to be used to prepare a comprehensive business plan for the development of a nanotechnology center at the university park in Hilo, Hawaii, hire a consultant to assist in the final preparation of the business plan, and pay for travel expenses necessary for consultations with various scientists, state, county, and federal agencies, and private entities. (\$\$)
-- HB0081
Mar=09 99 Introduction/Passed First Reading - Senate
Mar=09 99 Multiple Referral to EDU then WAM (586-6230)

HB0083 HD1 SD1 (SSCR 1386)

RELATING TO COURTS. Representative Hamakawa (586-8480)
Amends provision relating to exemption from jury service (jury duty), by including practicing attorneys and active members of police or fire departments. Act to be repealed on June 30, 2003 (sunset) and re enacts provision in the form in which it read on the day before approval. -- HB0083 SD1
Apr-09 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Oshiro P -- Auwae E, Chang J, Hamakawa E, Takumi R
Apr=19 99 Conference Committee: Senate Members: Chumbley A, Matsunaga M -- Anderson W, Tanaka J

HOUSE BILLS WHICH PASSED THIRD READING

- HB0087 HD1 SD1 (SSCR 1111) RELATING TO EDUCATION. Representative Takamine (586-6200)
Establishes the community based youth leadership demonstration project for the Hilo Hamakua Kohala region of the island of Hawaii within the department of education. Requires the project to focus on the formulation of activities and programs to help develop the skills and attitudes needed to prevent problems such as drug abuse, gang activity, and teen pregnancy. Reports to the legislature by the department . Act to be repealed June 30, 2001 (sunset). Appropriation. (\$\$) -- HB0087 SD1
Mar=25 99 Passed Second Reading Senate as amended (SD1)
Mar=25 99 Referred to WAM (586-6890 or 586-6760)
- HB0089 HD1 (HSCR 160) RELATING TO THE OKINAWAN CENTENNIAL CELEBRATION COMMISSION. Representative Yonamine (586-6520)
Appropriation to the state foundation on culture and the arts to fund the Okinawan centennial celebration commission and its activities. (\$\$) -- HB0089 HD1
Mar=25 99 Passed Second Reading Senate
Mar=25 99 Referred to WAM (586-6890 or 586-6760)
- HB0101 HD1 (HSCR 416-00) RELATING TO BUYBACK OF EMPLOYEES' RETIREMENT SYSTEM MEMBERSHIP SERVICE CREDIT. Representative Yoshinaga (BR) (586-8450)
Provides that any retired member who had at least 30 years of credited service in the system, whose services were on loan to another government during 1942 for purposes of civil defense fingerprint identification, may be credited with membership service credit. Provides criteria. -- HB0101 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)
- HB0107 HD1 (HSCR 911) RELATING TO CONDOMINIUMS. Representative Yoshinaga (586-8450)
Amends the deadline to comply with condominium reserve requirements until July 1, 2003, for any association of apartment owners of which 75 per cent or more of the apartment owners vote to extend the deadline no later than December 31, 1999. Requires that all assessments collected pursuant to this subsection shall become replacement reserves, and that any director who violates shall be held personally liable for breach of fiduciary duty. -- HB0107 HD1
Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Multiple Referral to GOH then CPN (586-6450)
- HB0119 HD2 (HSCR 1013) RELATING TO INCOME TAXATION. Representative Nakasone (586-6210)
Changes the capital goods excise tax credit to the capital goods investment tax credit. Changes the rate for calendar year beginning after December 31, 1998, to ____ per cent, beginning after December 31, 2001, to ____ per cent, and beginning after December 31, 2003, the rate shall be ____ per cent. -- HB0119 HD2
Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Single Referral to WAM (586-6890 or 586-6760)
- HB0122 HD2 SD1 CD1 (CCR 131) RELATING TO PUBLIC CONTRACTS. Representative Nakasone (586-6210)
Amends provisions relating to prompt payment by contractors to subcontractors. Provides that failure of contractors to comply with laws requiring prompt payment of subcontractors shall result in a violation and each nonpayment a separate violation. Requires the comptroller to adopt rules, prior to the 2000 regular session, pursuant to administrative rules, including a system of graduated penalties for succeeding violations. -- Establishes provision relating to procurement for group living facilities within the purchases of health and human services. -- HB0122 CD1

HOUSE BILLS WHICH PASSED THIRD READING

May=04 99 Passed Senate Final Reading
May-04 99 Re Committed to Conference Committee House

HB0123 HD2 SD1 (SSCR 1027)

RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR.

Representative Nakasone (586-6210)

Amends penalties for the 2nd offense of driving under the influence of intoxicating liquor by increasing community service work to 30 days or a minimum of 5 days imprisonment, and includes an assessment of the individual's degree of abuse of alcohol and treatment as appropriate. Amends the penalties for the 3rd offense to add 60 days of community service and an assessment of the individuals' degree of abuse of alcohol and treatment as appropriate. Also adds that any motor vehicle driven at the time of the 2nd or 3rd offense shall be subject to forfeiture under criminal forfeiture provisions. -- Changes the penalty for habitually driving under the influence of intoxicating liquor or drugs to include that any motor vehicle driven at the time of committing the offense shall be subject to forfeiture under criminal forfeiture provisions. --

HB0123 SD1

Mar=25 99 Passed Second Reading Senate as amended (SD1)

Mar=25 99 Referred to JDC (586-6030 or 586-7100)

HB0133 SD1 (SSCR 1502)

MAKING AN APPROPRIATION TO FUND THE SMALL BUSINESS DEFENDER POSITION AND OTHER SUPPORT PERSONNEL ESTABLISHED UNDER ACT 168, SESSION LAWS OF HAWAII 1998. House Speaker Say (586-6100)

Amends Act 168, session laws of 1998, relating to the small business defender.

Changes the small business defender to be within the department of commerce and consumer affairs, rather than the legislature. Appropriation to the department to fund the small business defender position and other support personnel. (\$\$) -- HB0133 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Herkes R, Menor R, Kawakami B -- Luke S, Suzuki N, Whalen P

Apr=19 99 Conference Committee: Senate Members: Inouye L, Fukunaga C, Levin A -- Slom S, Taniguchi B

HB0134 HD2 (HSCR 1033)

RELATING TO WORKERS' COMPENSATION. House Speaker Say (586-6100)

Amends workers' compensation law to exclude compensation for an employee's mental stress as the result of any disciplinary action or other personnel action taken in good faith by the employer. -- HB0134 HD2

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to LRE then WAM (586-7330)

HB0136 HD2 SD1 (SSCR 1073)

RELATING TO TAXATION. House Speaker Say (586-6100)

Provides a commercial construction income tax credit for 30 per cent of the construction costs passed on to and paid by the taxpayer for each qualified project located in Hawaii completed before January 1, 2007 (sunset). -- HB0136 SD1

Mar=25 99 Passed Second Reading Senate as amended (SD1)

Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB0139 HD1 SD2 (SSCR 1534)

RELATING TO FEDERAL CONSTRUCTION. House Speaker Say (586-6100)

Provides a general excise tax exemption and exclusion on the gross proceeds arising from federal construction contracts awarded and received by state subcontractors. -- Establishes project labor agreement provisions. Provides that in any federal construction project in which the State is authorized by federal law or regulation or by agreement to construct, or to participate in the

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construction of any federal structure or facility in the State, any department or agency of the State that is authorized to award such a contract may use a project labor agreement. Authorizes department or agency to require bidders to negotiate or become a party to a project labor agreement with unions as well as nonunion contractors, subcontractors, and employees and incorporate the project agreement into the requests for proposals, invitations for bids under the procurement code. Provides that the agreement shall bind all contractors and subcontractors, contain guarantees against strikes, lockouts, and similar work disruptions, set binding procedures for resolving labor disputes, and provide other mechanisms for labor management cooperation. Requires the department of accounting and general services to report to the legislature prior to the convening of the 2003 regular session. Act to be reviewed by June 30, 2005. -- HB0139 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Herkes R, Yoshinaga T, Saiki S -- Luke S, Meyer C, Suzuki N

Apr-21 99 Conference Committee: Senate Members: Kawamoto C, Fukunaga C, Levin A -- Bunda R, Iwase R, Tam R

HB0140 SD2 (SSCR 1602)

RELATING TO PUBLIC-PRIVATE INFRASTRUCTURE PARTNERSHIPS.

House Speaker Say (586-6100)

Establishes the public private infrastructure partnerships law. Allows a public entity to solicit proposals from, and negotiate and enter into agreements with, private entities to undertake, together with the public entity and other public entities, all or a portion of the study, planning, design, construction, operation, and maintenance of infrastructure systems, and facilities, using in whole or in part private sources of financing. Authorizes the public entity to lease each project or segment thereof to private entities for operating purposes for up to 50 years. Prohibits public entities to enter into agreements without prior legislative approval. -- Allows the State in any federal construction project, authorized by federal law or regulation, or by agreement, to use a project labor agreement if the agreement advances the project's procurement interest in cost, efficiency, and quality; promotes labor management stability and compliance with legal requirements governing safety and health, employment equal opportunity, labor and employment standards; and is not precluded from use because of laws applicable to the specific construction project. Authorizes the department or agency to require that every contractor or subcontractor on the project agree to negotiate or become a party to a project agreement with unions traditionally representing employees working in the building and construction industry as well as other nonunion contractors, subcontractors, and employees, and incorporate the agreement into the requests for proposals, invitations for bid under the Hawaii public procurement code, and contract documents. -- Establishes provision relating to project labor agreements in the Hawaii public procurement code. Authorizes procurement officers to condition the award contracts for construction to require bidders to negotiate or become a party to a project labor agreement with union or nonunion contractors and laborers, and be bound by provisions. Requires the bidder and all subcontractors to and agreement to include applicable terms of the standard industry wide collective bargaining agreements. Provides that the contract award shall be made to the lowest responsible and responsive bidder who either, becomes a signatory to a project labor agreement or provides documentation to the chief procurement officer that for the duration of the contract those employed and all subcontractors will abide and be bound. Requires the department of accounting and general services to report to the legislature prior to the convening of the 2003 regular session. -- Establishes the construction industry branch under the research and economic analysis division of the department of business, economic development, and tourism to promote, market, and develop the construction industry in the State. Provides criteria. -- Amends provisions

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relating to the Hawaii public procurement code definitions, by including state contractor, state subcontractor and state resident. Amends provisions relating to preference to bidders on state agency contracts. Requires contractors to qualify for public works projects, to agree to hire qualified state subcontractors. Provides criteria. Provides that a contractor who cannot hire a technically qualified state subcontractor and hires out of state, shall have bid preference reduced by the percentage of out of state subcontractors hired. -- Requires the comptroller to report to the legislature. Project labor agreements and preference to bidders on state agency contracts shall be reviewed by June 30, 2005. -- HB0140 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Herkes R, Yoshinaga T, Luke S -- Meyer C, Saiki S, Suzuki N

Apr=21 99 Conference Committee: Senate Members: Kawamoto C, Fukunaga C, Levin A -- Bunda R, Iwase R, Tam R

HB0142 HD1 SD2 CD1 (CCR 194)

RELATING TO PUBLIC EMPLOYMENT. House Speaker Say (586-6100)

Proposes to amend the constitution. Requires a candidate for a state legislative office to be a resident of the state for not less than 3 years, have attained the age of majority, and be a qualified voter in the district in which the candidate seeks to represent prior to filing nomination papers for the primary election, except that an incumbent senator or representative shall not be disqualified for the remainder of the term when reapportionment displaces the person from the district from which the person was elected. -- HB0142

May=04 99 Re Committed to Conference Committee Senate

Jan-20 00 Re Committed to Conference Committee House

HB0148

MAKING AN APPROPRIATION FOR THE OFFICE OF THE LEGISLATIVE ANALYST. House Speaker Say (586-6100)

Appropriation to the legislature to fund the office of the legislative analyst. (\$\$) -- HB0148

Mar=09 99 Introduction/Passed First Reading - Senate

Mar=09 99 Single Referral to WAM (586-6890 or 586-6760)

HB0149 HD2 (HSCR 1105)

PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO CHANGE THE BOARD OF EDUCATION FROM AN ELECTED BOARD TO AN APPOINTED BOARD. House Speaker Say (586-6100)

Proposes to amend the constitution. Repeals existing school board districts and the election of board of education members and provides for the nomination, and by and with the advice and consent of the senate, appointment by the governor. -- HB0149 HD2

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to EDU then JDC (586-6230)

HB0150 HD2 SD1 (SSCR 1541)

RELATING TO EDUCATION. House Speaker Say (586-6100)

Proposes to amend the constitution. Provides that the department of education be a political subdivision headed by the board of education which shall enact ordinances and govern the political subdivision. Provides that the department shall be separate and apart from the rest of state government but subject to general law. Allows the department to issue general obligation bonds. Allows the department to exercise all functions, powers and duties relating to the taxation of income and retail sales tax. Requires the council on revenues to prepare revenue estimates of the department. Requires the board of education to establish a general fund expenditure ceiling. -- Repeals the department from under the supervision of the governor. Provides that all individual income taxes shall be for the use of the board of education. Repeals the state education facilities improvement special fund. -- Establishes an education restructuring

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and transition committee to review the structure of the department and make recommendations to the board and the legislature on the implementation and transition in governance of the educational system. Board to receive the committee's report and submit a report to the governor and the legislature. -- HB0150 SD1

Apr=15 99 House Disagrees to Senate amendments

Apr=21 99 Conference Committee: Senate Members: Ige D, Fukunaga C, Levin A, Chumbley A, Matsunaga M -- Chun J, Sakamoto N

Apr=22 99 Conference Committee: House Members: Ito K, Oshiro P, Takamine D -- Kawakami B, Takai K

HB0151 HD2 (HSCR 1065)

RELATING TO TEACHERS. House Speaker Say (586-6100)

Appropriation to the university of Hawaii to establish 12 full time equivalent (12.00 FTE) permanent faculty positions in the college of education, to expand teacher training in shortage fields, to recruit, prepare, and retain teachers in geographic areas that have shortages of teachers, for the teacher induction program, for integrating technology into teacher training, for the kahuawaiola professional teaching certificate program in the college of Hawaiian language at the university of Hawaii at Hilo, to expand professional development opportunities to teachers in primary and secondary schools, and to promote teaching as a career. Report to the department of education. (\$\$) -- HB0151 HD2

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to EDU then WAM (586-6230)

HB0152 HD2 (HSCR 757)

MAKING AN APPROPRIATION FOR HIGHER EDUCATION. House Speaker Say (586-6100)

Appropriation to the university of Hawaii for the development of programs by the East West Center in partnership with the university of Hawaii that will focus on the economic growth and integration of the Asia Pacific region. (\$\$) -- HB0152 HD2

Mar=09 99 Introduction/Passed First Reading - Senate

Mar=09 99 Multiple Referral to EDU then WAM (586-6230)

HB0156 HD1 (HSCR 120)

RELATING TO CORRECTIONS. House Speaker Say (586-6100)

Amends the development of in state correctional facilities by allowing the use of public funds or private funds, or a combination of both. Also provides that if private funds are utilized for the development of such a facility, a certificate of participation meeting the requirements of the budget law shall be required as part of the agreement between the governor and the private entity. Requires the development proposal to include the need for medium security beds and program space, and the need for female beds. Adds that the private developer shall include schematic plans and a fixed dollar amount dedicated to improvements that will be included in the total development package, in their proposal. Requires all proposals to be made public within 72 hours. Further requires the private developer to receive affirmative signatures of not less than 55 per cent of all registered voters living within an 8 mile radius of the proposed site. -- HB0156 HD1

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=30 99 Single Re referral to JDC/ WAM/ (586-6030 or 586-7100)

HB0157 HD2 SD2 CD1 (CCR 188)

RELATING TO CRIME. House Speaker Say (586-6100)

Establishes provision relating to a permanent drug court in the 1st circuit court. -- Establishes provision relating to a halfway in, halfway back program within the department of public safety statutes, for inmates within the last 6 months of incarceration. -- HB0157 CD1

May=04 99 Re Committed to Conference Committee Senate

May=04 99 Re Committed to Conference Committee House

HOUSE BILLS WHICH PASSED THIRD READING

- HB0159 HD2 SD2 (SSCR 1597) RELATING TO WHISTLEBLOWER PROTECTION. House Speaker Say (586-6100)
Amends the whistleblowers' protection Act by prohibiting an employer to discharge, threaten, or otherwise discriminate against an employee because the person reports or is about to report to a public body a violation or suspected violation of a law, rule, regulation, or ordinance designed to protect the interest of the public, is true. Allows a person who alleges a violation to bring civil action for appropriate injunctive relief, or actual damages, or both within 2 years after the occurrence of the alleged violation. Provides that the courts may order a stay of the alleged discrimination if the courts determine that there is a reasonable grounds to believe that a violation has occurred. Increases the maximum amount of fines per violation from 500 dollars to 10,000 dollars. -- Adds that exceptions to exclusiveness of right to compensation shall not apply to provisions favoring the employee with the most beneficial law in matters regarding discharges that are contrary to public policy. -- HB0159 SD2
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Yoshinaga T, Hamakawa E -- Garcia N, Moses M, Nakasone B
Apr-19 99 Conference Committee: Senate Members: Nakata B, Chumbley A, Matsunaga M -- Chun Oakland S, Kanno B, Slom S
- HB0162 HD1 SD2 CD1 (CCR 164) RELATING TO PUBLIC SERVICE. House Speaker Say (586-6100)
Appropriation to the legislative reference bureau to hire a 2nd full time staff person for the public access room. -- Appropriation to the legislature for a legislative audio streaming pilot project. -- Amends provision relating to the sale and distribution of the session laws, supplements, and replacement volumes. Changes the authority to sell and distribute from the lieutenant governor to the legislative reference bureau and the legislature. Provides that money received shall be deposited into the Hawaii legislative publication special fund, rather than the general fund. -- Requires the joint legislative management committee to oversee the transition of control of legislative publications. -- Appropriation to the office of ombudsman for replacement of non year 2000 (Y2K) compliant equipment and software and maintain system compatibility. -- Amends provision relating to public service. Repeals references to loyalty or loyalty oaths or affirmations from public service law. Defines eligible public officer. Amends provision relating to failure to appear or testify, termination of employment. (\$\$) -- HB0162 CD1
May-04 99 Passed Senate Final Reading
May-04 99 Re Committed to Conference Committee House
- HB0163 HD2 SD1 (SSCR 1120) RELATING TO JURORS. House Speaker Say (586-6100)
Increases the amount a juror is paid from 30 to 40 dollars for each day of actual attendance at court and increases the amount of juror mileage compensation from 33 to 37 cents for each mile. Appropriation. (\$\$) -- HB0163 SD1
Mar-25 99 Passed Second Reading Senate as amended (SD1)
Mar-25 99 Referred to WAM (586-6890 or 586-6760)
- HB0164 SD1 (SSCR 2665) PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 6, OF THE HAWAII CONSTITUTION, TO CHANGE THE ELIGIBILITY REQUIREMENTS FOR MEMBERSHIP IN THE SENATE OR HOUSE OF REPRESENTATIVES.
House Speaker Say (586-6100)
Proposes to amend the constitution. Requires a candidate for a state legislative office to be a resident of the state for not less than 3 years, have attained the age of majority, and is a qualified voter in the district in which the candidate was elected and was a qualified voter of the senatorial or the representative district from which the candidate was elected immediately prior to the primary election, except that an incumbent senator or representative shall not be disqualified for

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the remainder of the term when reapportionment displaces the person from the district from which the person was elected. -- HB0164 SD1
Mar-09 00 House Disagrees to Senate amendments

HB0166 HD1 (HSCR 1104)

RELATING TO ELECTIONS. House Speaker Say (586-6100)
Establishes provisions relating to elections. Requires each candidate, candidate committee, or (noncandidate) committee that makes an aggregate contribution of 500 dollars or more, or receives aggregate contributions of 500 dollars or more from any person or organization, 3 to 15 days prior to a primary, special primary, general, or special general election, to file a report with the commission or appropriate county clerk's office, within 2 days of an election (late contribution report). -- HB0166 HD1
Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Single Referral to JDC (586-6030 or 586-7100)

HB0174 SD1 (SSCR 1475)

MAKING AN APPROPRIATION FOR THE CHILDREN'S HEALTH INSURANCE PROGRAM. House Speaker Say (586-6100)
Appropriation to the department of human services to fund CHIP (children's health insurance program). (\$\$) -- HB0174 SD1
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Arakaki D, Santiago A, Kawakami B -- Kahikina M, Meyer C
Apr=19 99 Conference Committee: Senate Members: Chun Oakland S, Levin A -- Anderson W

HB0176 HD2 SD2 (SSCR 1476)

RELATING TO TOBACCO TAX. House Speaker Say (586-6100)
Establishes a tax on cigarettes through the use of stamps. Allows the department of taxation to enter into agreements to permit the sale of stamps by designated financial institutions. Establishes penalties. Provides that enforcement jurisdiction shall be under the county liquor commissions, attorney general, prosecuting attorney, and police departments of each county. Distributes a percentage of the tax to the respective liquor commission of the counties. Also provides funds for the county police departments or the prosecuting attorney. Requires the liquor commission to take action against violators of tobacco tax laws. Appropriation for the start up cost for implementing the stamp tax system. -- Requires the director of taxation to provide a report to the legislature on the effectiveness of this Act in reducing the loss of cigarette tax revenues to the State from the illegal sale of untaxed cigarettes. Act to be repealed on June 30, 2005 (sunset). (\$\$) -- HB0176 SD2
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Santiago A, Suzuki N -- Goodenow K, Kahikina M, Leong B
Apr=19 99 Conference Committee: Senate Members: Chun Oakland S, Fukunaga C, Levin A -- Anderson W, Chun J, Taniguchi B

HB0178 HD2 (HSCR 1060)

RELATING TO LAND USE. House Speaker Say (586-6100)
Establishes the land use planning task force, within the department of business, economic development, and tourism for administrative purposes, to study and recommend constitutionally acceptable structural changes to the land use regulatory system. Provides that the task force shall study and recommend procedures to eliminate any costly and unnecessary duplication and inefficiency that exists, allow the affected parties to develop a land use planning system that addresses the duplication problems, create clear and separate accountability for the State and counties, and reduce the processing time in obtaining business and development approvals. Report to the legislature. Provides that the task force shall cease to exist on June 30, 2000 (sunset). Appropriation to the office of planning. (\$\$) -- HB0178 HD2
Mar=11 99 Introduction/Passed First Reading - Senate

HOUSE BILLS WHICH PASSED THIRD READING

Mar=11 99 Multiple Referral to WLH then WAM (586-7793)

HB0179 HD2 SD1 (SSCR 1081)

RELATING TO AGRICULTURAL LANDS. House Speaker Say (586-6100)
Establishes, within the legislative reference bureau for administrative purposes, the state of Hawaii land evaluation and site assessment commission. Requires the commission to reevaluate, reassess and update the 1986 land evaluation site assessment (LESA), examine the 2 tier land evaluation system, recommend incentives for landowners to keep their lands in agricultural production and examine unique agricultural lands. Report to the legislature. Commission shall cease to exist on June 30, 2000 (sunset). Appropriation to the bureau for the commission. (\$\$) -- HB0179 SD1

Mar=25 99 Passed Second Reading Senate as amended (SD1)

Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB0180 HD1 (HSCR 749)

RELATING TO AN ALIEN SPECIES COORDINATOR. House Speaker Say (586-6100)

Authorizes the department of land and natural resources to establish 1 full time equivalent (1.00 FTE) permanent alien species coordinator position to prevent alien species from entering, and becoming established, in the State. -- HB0180 HD1

Mar=25 99 Passed Second Reading Senate

Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB0185 HD1 SD1 (SSCR 1051)

RELATING TO EDUCATION. Representative Hamakawa (586-8480)

Appropriation to the department of education to limit class sizes in the elementary grades. Provides that starting from the 1999 - 2000 school year, classes in grades kindergarten through the 2nd grade shall be 20 students to 1 full time or equivalent teacher (student teacher ratio, class size). Also that starting from the 2000 - 2001 school year, classes in the 3rd grade shall be 20 to 1 and that starting from the 2001 - 2002 school year, classes in the 4th to the 6th grade shall be 26 to 1. (\$\$) -- HB0185 SD1

Mar=25 99 Passed Second Reading Senate as amended (SD1)

Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB0196 HD1 SD1 (SSCR 1012)

RELATING TO HOSPITALS. Representative Souki (586-9444)

Appropriation to the department of health to add an ambulance unit for Lahaina, including purchase of an ambulance and hiring staff and to establish a free standing emergency room in or near Lahaina to serve the west Maui area. (\$\$) -- HB0196 SD1

Mar=24 99 Passed Second Reading Senate as amended (SD1)

Mar=24 99 Referred to WAM (586-6890 or 586-6760)

HB0199 HD1 (HSCR 927)

RELATING TO THE OLD KAIMUKI PUBLIC LIBRARY. Representative Yamane (586-8515)

Designates the old Kaimuki public library as a senior center. Requires the department of accounting and general services to report to the legislature with a plan to transfer to the department of education to available space in underutilized schools within the department system and for renovation of the facility. Requires the tenants currently occupying the building to vacate the facility by July 1, 2000. -- HB0199 HD1

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to EDU then WAM (586-6230)

HB0201 HD2 (HSCR 1014)

MAKING AN APPROPRIATION FOR THE BLUE WATER MARINE LABORATORY.

Representative Yamane (586-8515)

Appropriation to the university of Hawaii for continued support of the blue water marine laboratory program and the marine option program. (\$\$) -- HB0201 HD2

HOUSE BILLS WHICH PASSED THIRD READING

Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Multiple Referral to EDU then WAM (586-6230)

HB0231 HD2 (HSCR 1061)

RELATING TO TAXATION. Representative Case (586-8475)
Changes the income tax for corporations, regulated investment companies, real estate investment trusts and reduces the alternative tax for corporations. Also reduces the income tax and alternative tax for banks and other financial corporations. -- HB0231 HD2
Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Single Referral to WAM (586-6890 or 586-6760)

HB0232 HD2 SD1 (SSCR 1563)

RELATING TO TAXATION. Representative Case (586-8475)
Establishes that the general excise tax on any service business or calling of 1 1/2 per cent shall be 3 1/2 per cent for the calendar year 2000 and reduced 1/2 per cent yearly to 1/2 per cent for the calendar year 2006 and thereafter. -- Provides a general excise tax exemption and exclusion from the measure of value or gross income derived from contracting or services performed in the State for customer located outside the State. Allows the department of taxation to prescribe a certificate that shall be furnished to the seller or person rendering the contracting or services exported and resold, consumed, or used outside the State from the customer. -- Establishes a use tax on services which are imported, or purchased from an unlicensed seller for use in this State. -- Amends general excise tax provisions to include overhead. Overhead means a continuous or general cost occurring in the normal course of business. -- Adds the definition of foreign customer, overhead, and service business or calling under use tax provisions. -- Amends wholesale sales of tangible personal property and sales to a licensed leasing company of capital goods. Adds sales of services to a licensed seller engaged in a business or calling in the context of service to service or service to goods. Amends services business or calling to include professional services. Requires certificate certifying sale at wholesale. -- Amends general excise tax on retailing to exempt sales of tangible personal property treated as a wholesale to a licensed seller engaged in a service business or calling or a person furnishing transient accommodations or sales of services treated as a wholesale sale to a licensed seller engaged in a business or calling, a contractor, or a person furnishing transient accommodations. -- Amends use tax provisions to include a person engaged in a service business or calling or a person furnishing transient accommodations in which the import or purchase of tangible personal property would be qualified as a sale at peals the specific general excise exemption for technical services necessary for the production and sale of computer software shipped or transmitted out of State. -- Requires the department of taxation to report to the legislature. -- HB0232 SD1
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Herkes R, Takamine D -- Goodenow K, Meyer C, Nakasone B, Suzuki N
Apr=19 99 Conference Committee: Senate Members: Fukunaga C, Levin A -- Anderson W, Ige D, Taniguchi B

HB0235 HD2 SD2 (SSCR 1557)

RELATING TO THE HAWAIIAN HOMES COMMISSION. Representative Kahikina (586-8465)
Establishes provision relating to vacancies in the Hawaiian homes commission. Requires vacancies to be filled by a 2/3 vote of the remaining members of the commission. Provisions shall apply only to vacancies that are not filled by the method in the Hawaiian homes commission Act. Amends provisions relating to the department of Hawaiian home lands by converting the Hawaiian homes commission from an appointed to an elected body. -- Allows the commission to employ or retain any attorney for the purpose of representing the State or the department in any litigation, rendering legal counsel to the department, or drafting legal documents for the department. -- Amends the Hawaiian homes

HOUSE BILLS WHICH PASSED THIRD READING

commission Act. Requires that 9 members of the Hawaiian homes commission be elected. Requires that the at large commissioner be the chairperson, and the commission appoint the director of Hawaiian home lands. Establishes procedures for the election of members and the filling of vacancies. Appointed members terms shall expire on the day of the 2002 general election to elect members of the commission (sunset). -- HB0235 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Oshiro P, Saiki S -- Hamakawa E, Kahikina M, Moses M

Apr-19 99 Conference Committee: Senate Members: Hanabusa C, Chumbley A, Matsunaga M, Fukunaga C, Levin A -- Anderson W, Chun J, Nakata B, Tanaka J

HB0247 HD1 (HSCR 707)

RELATING TO TELECOMMUNICATIONS. Representative Herkes (586-6530) Provides that upon determination by the public utilities commission that an alternative telecommunications provider should be authorized for an area that has less than adequate telecommunications service, the commission may decertify the existing provider. Allows any decertified provider to negotiate for the sale or use of its infrastructure in the decertified area. -- HB0247 HD1

Mar-11 99 Introduction/Passed First Reading - Senate

Mar-11 99 Single Referral to CPN (586-6830 or 586-6460)

HB0254 HD2 (HSCR 748)

RELATING TO THE UNIVERSITY OF HAWAII. Representative Morihara (586-6330)

Establishes that the board of directors of the research corporation of the university of Hawaii may appoint as officers or employees of the corporation, including the executive director, up to 4 persons employed by the university pursuant to provisions which allow appointments by the board of regents of the university of Hawaii. -- HB0254 HD2

Mar-25 99 Passed Second Reading Senate

Mar-25 99 Referred to WAM (586-6890 or 586-6760)

HB0259 HD3 SD1 (SSCR 1156)

RELATING TO EARLY CHILDHOOD ASSESSMENTS. Representative Arakaki (586-6050)

Establishes early childhood screening provisions. Provides parents or guardians of a child access to a screening for psychological and physiological development. Provides that screening and certification of screening shall be provided by the child's pediatrician, any primary health care provider, the department of health, the department of education, or the department of human services. Provides for information and referrals to programs and services, information to parents and guardians of their responsibilities, assistance and advice to parents and guardians, additional screenings or referrals, and use of a standardized screening instrument and referral protocol. Requires the department of health, education, and human services, in conjunction with the American Academy of Pediatrics to plan and develop the standardized screening for the psychological and physiological development of a 3 year old child, including but not limited to cognitive development, language development, motor development, and behavioral or social emotional development; and referral protocol. Requires the screenings and referral protocols to be developed by June 30, 2000. Appropriation to the department of health. (\$\$) -- HB0259 SD1

Mar-25 99 Passed Second Reading Senate as amended (SD1)

Mar-25 99 Referred to WAM (586-6890 or 586-6760)

HB0261 HD1 SD1 (SSCR 1114)

RELATING TO CHILDREN AND FAMILIES. Representative Arakaki (586-6050)

Requires the university of Hawaii with the assistance of the department of health and the department of education to establish standards to measure child

HOUSE BILLS WHICH PASSED THIRD READING

development outcomes. Requires the university to request advice from community service organizations or nonprofit entities that are engaged in childhood education and development. Requires the university to publish a biennial report tracking the State's children and youth in achieving the child development outcomes. Appropriation. (\$\$) -- HB0261 SD1

Mar=25 99 Passed Second Reading Senate as amended (SD1)

Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB0283 HD2 (HSCR 845-00)

RELATING TO EDUCATION. Representative Takai (586-8455)

Proposes to amend the constitution. Changes the public high school student member on the board of education to be a voting member, excluding personnel matters. -- HB0283 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then JDC (586-6230)

HB0284 HD1 (HSCR 459)

RELATING TO EDUCATION. Representative Takai (586-8455)

Establishes the Hawaii state student council within the department of education.

Requires the council to consist of a representative from each departmental school district. Requires the council to either select or run an election for the student member of the board of education. Requires the department of education to assign a part time or full time staff member to assist the council. Requires the council to provide for an annual conference of secondary school students to identify, discuss, and arrive at recommended solutions to major youth problems, with emphasis on school problems that require the attention of and joint action by the students, the department, the board of education, and the legislature. Report to governor, legislature, and board. Repeals secondary school students conference provisions. -- HB0284 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB0286 HD2 SD1 (SSCR 1030)

RELATING TO SPEEDING. Representative Takai (586-8455)

Prohibits a person from driving a motor vehicle at a speed greater than the maximum speed limit set within a school zone or a construction area. Provides penalties. Requires the director of transportation and the counties, in their respective jurisdictions, to establish maximum speed limits for school zones and construction areas and place official signs in these zones and areas. -- HB0286 SD1

Mar=25 99 Passed Second Reading Senate as amended (SD1)

Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB0287 HD1 (HSCR 1001)

MAKING AN APPROPRIATION FOR THE PEER EDUCATION PROGRAM.

Representative Takai (586-8455)

Appropriation to the department of health for the peer education program. (\$\$) -- HB0287 HD1

Mar=25 99 Passed Second Reading Senate

Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB0303 HD2 (HSCR 597-00)

RELATING TO IDENTIFICATION. Representative Takai (586-8455)

Establishes provision relating to sale of manufacture of deceptive identification document; penalties. Provides that a person commits the offense of sale or manufacture of deceptive identification document (fake ID) if the person intentionally or knowingly manufactures, offers for sale, furnishes, offers to furnish, transports, offers to transport, imports, or offers to import into this State, a deceptive identification document unless there is printed the statement not a government document. Provides criteria. Provides that the name of the manufacturer shall be printed conspicuously and permanently on the document.

Provides that any person who sells or manufactures deceptive identification documents shall be guilty of a class C felony. Provides that any property used

HOUSE BILLS WHICH PASSED THIRD READING

or intended for use in the commission of such activity shall be forfeited. Defines deceptive identification document. -- HB0303 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB0316 HD2 SD1 (SSCR 1056)

RELATING TO ARTS EDUCATION. Representative Takai (586-8455)
Requires the state foundation on culture and the arts, in consultation with the department of education, to review, revise, and complete the Hawaii content and performance standards in the arts for grades K - 12 as recommended by the Hawaii commission on performance standards and adopted by the board of education, develop a statewide strategic plan for grades K - 12 arts education that addresses curriculum development, professional development, and methodology and mechanisms by which implementation and attainment can be ascertained and assessed. Requires consultation with the college of education and the college of arts and humanities of the university of Hawaii at Manoa, the Hawaii association of independent schools, the Hawaii alliance for arts education, and other organizations and individuals. Annual reports to the legislature. Appropriation. (\$\$) -- HB0316 SD1
Mar=25 99 Passed Second Reading Senate as amended (SD1)
Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB0318 SD1 (SSCR 1124)

MAKING AN APPROPRIATION FOR ADDITIONAL SCHOOL CLERICAL POSITIONS. Representative Takai (586-8455)
Appropriation to the department of education for 292 full time equivalent (292.00 FTE), temporary, school clerical positions to partially implement the recommendations of the 1990 school and district office clerical staffing study provided that the department allocate these temporary positions according to pupil enrollment. (\$\$) -- HB0318 SD1
Apr-15 99 House Disagrees to Senate amendments
Apr=19 99 Conference Committee: Senate Members: Ige D, Fukunaga C, Levin A -- Sakamoto N, Slom S
Apr-22 99 Conference Committee: House Members: Ito K, Kawakami B -- Goodenow K, Meyer C, Takai K

HB0319 HD2 (HSCR 820-00)

RELATING TO SCHOOL HEALTH SERVICES. Representative Santiago (586-6380)
Establishes a 2 year school health services pilot project within the department of health to expand the workday of health aides. Requires aides employed under this project to have a 8 hour workday. Requires the department to designate 12 secondary and middle schools on Oahu, Maui, Kauai, and Hawaii with enrollments in excess of 1,200. Requires the department to submit preliminary and final reports to the legislature. Appropriation. (\$\$) -- HB0319 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to EDU/ HHS/ then WAM (586-6230)

HB0324 HD2 (HSCR 1030)

RELATING TO DENTAL HYGIENISTS. Representative Santiago (586-6380)
Amends provisions relating to dental hygienists by establishing educational and certification requirements for administering intra oral infiltration local anesthesia and intra oral block anesthesia in conjunction with the hygienist's delivery of hygiene services and only under the direct supervision of a dentist. Act to be repealed upon the effective date of the rules adopted by the board of dental examiners (sunset). -- HB0324 HD2
Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Multiple Referral to HHS then CPN (586-6130)

HB0353 HD2 SD1 (SSCR 1467)

RELATING TO REAL ESTATE BROKERS AND SALESPERSONS.
Representative Menor (BR) (586-6150)

HOUSE BILLS WHICH PASSED THIRD READING

Authorizes the real estate commission to set requirements for continuing education courses, providers, and instructors, determine whether requirements have been met, specify mandatory core course or courses or equivalencies, assigning the number of continuing education hours to those courses, and develop its own continuing education courses or approve courses developed elsewhere, and allow alternative delivery methods with interactive instructional techniques. Requires continuing education providers to certify that instructors have met the requirements, are competent and current in their knowledge, and ensure that the course is based on current information, laws, and rules. Provides that the courses shall be designed to improve a licensee's competency, or professional standards and practice. Amends provisions relating to prerequisites for real estate brokers or salespersons by prohibiting any license, registration, or certificate to be issued to any limited liability company unless the real estate brokerage business is under the direct management of a principal broker. Allows an individual candidate to request the real estate commission to consider a preliminary decision on issuing the real estate license prior to submitting a preliminary education or examination requirements. Adds prerequisites for examination that an individual is currently licensed as a Hawaii real estate salesperson, has satisfactorily completed a commission approved precursing course for real estate broker candidates, or its equivalent, and has experience as a full time state licensed real estate salesperson associated with a Hawaii based real estate broker for the 3 year period immediately prior to the licensing examination and has practical real estate salesperson experience. Requires the candidate to secure commission approval of the candidate's experience certification application prior to the date of examination. -- Allows the commission to prescribe the passage of a specific section or sections of the examination purposes including a current out of state licensee, equivalency to continuing education requirements as determined by the commission, restoration of forfeited license, and reinstatement of license due to disciplinary action. -- Requires the biennial renewal fee and completed renewal application to be submitted to the department of commerce and consumer affairs on or before the commission prescribed deadline prior to the expiration date of the license. Provides that all real estate licenses expire on December 31 of an even numbered year. -- Adds that a forfeited license may be restored if the real estate broker or salesperson successfully completes commission approved course or courses, or the passage of commission approved examination, for licenses forfeited between 1 to 4 years, or successful passage of commission approved examination for licenses forfeited more than 4 years ago. -- Amends provisions relating to the statute of limitation. Provides that the aggrieved person shall be required to show to the court for an order directing payment out of the real estate recovery fund that where the real estate broker or real estate salesperson is a debtor in a bankruptcy proceeding, the aggrieved person has obtained an order from the bankruptcy court declaring the judgment against the broker or salesperson to be non dischargeable. -- Includes limited liability company that all condominium hotel operators have as an option to register as, with the commission. -- Requires the fee assessed for any new application be the lowest non renewable application fee for licensure presently assessed, until the fees are adopted by the director of commerce and consumer affairs. -- HB0353 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Menor R, Suzuki N -- Cachola R, Fox G, Nakasone B

Apr-19 99 Conference Committee: Senate Members: Kanno B, Taniguchi B -- Slom S

HB0354 HD2 (HSCR 1015)

MAKING AN APPROPRIATION FOR A REVIEW OF THE CONDOMINIUM PROPERTY REGIMES LAW. Representative Menor (BR) (586-6150)

Appropriation to the department of commerce and consumer affairs from the

HOUSE BILLS WHICH PASSED THIRD READING

condominium management education fund to conduct a comprehensive review of the condominium property regimes law. Review to include condominium and common interest laws of other states, the Uniform Common Interest Act, and other related laws, such as those related to zoning and subdivision, and issues relating to condominiumization of agricultural lands, and include consultation with the department of commerce and consumer affairs, other state and county agencies, and other private organizations and individuals. Funds to be used for 1 temporary full time condominium specialist position, exempt from civil service and compensation laws, who shall be a licensed attorney with legal, professional, administrative, and analytical work experience that demonstrates the ability to plan and coordinate activities and deal effectively with others, and for administrative expenses, office equipment, and supplies. Status and final reports to the legislature by the real estate commission. (\$\$) -- HB0354 HD2

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to GOH/ CPN/ then WAM (586-6450)

HB0367 HD1 SD1 (SSCR 1140)

RELATING TO WATER CONSERVATION. Representative Abinsay (586-6010)

Establishes provisions relating to an agricultural water storage credit to each farmer or rancher taxpayer. Provides that each farmer or rancher taxpayer who files a state schedule F income tax return for a taxable year may claim an agricultural water storage credit against their income tax liability. Allows the credit to be claimed in the following year in which an agricultural water storage facility was placed in service and that the taxpayer has financially contributed in the qualified water storage investment. Provides criteria. Provides definition for qualified water storage investment and water storage facility. Requires certification of an investment by the department of agriculture. -- HB0367 SD1

Mar=25 99 Passed Second Reading Senate as amended (SD1)

Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB0368 SD1 (SSCR 1068)

RELATING TO THE STATE WATER CODE. Representative Abinsay (586-6010)

Amends provisions relating to state water code. Changes county boards of water supply to county water supply agencies. Requires the commission on water resource management to delegate to the board of agriculture and the agribusiness development corporation the authority to allocate the use of water for agricultural irrigation purposes subject to limits. -- HB0368 SD1

Mar=25 99 Passed Second Reading Senate as amended (SD1)

Mar=25 99 Referred to WLH (586-7793)

HB0374 HD2 SD1 (SSCR 1424)

RELATING TO AGRICULTURE. Representative Case (BR) (586-8475)

Appropriation to the department of agriculture to develop appropriate sites for distribution and consolidation centers and to rent warehouse and cooling facilities in Hawaii and mainland states, as deemed appropriate, to store, sell, and promote Hawaii agricultural products. (\$\$) -- HB0374 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Abinsay F, Takamine D -- Rath J, Saiki S, Suzuki N

Apr=19 99 Conference Committee: Senate Members: Inouye L, Fukunaga C, Levin A -- Buen J, Slom S

HB0375 HD1 SD1 (SSCR 1564)

RELATING TO TAXATION. Representative Case (BR) (586-8475)

Provides a hotel construction and remodeling income tax credit of 4 per cent of the construction or renovation costs incurred during the taxable year for each qualified hotel facility located in Hawaii. Tax applies until December 31, 2001 (sunset). -- Provides that the counties shall be reimbursed for amounts of general excise taxes passed on to them by general excise tax licensees and paid by the county. Requires the counties to submit an itemized claim to the

HOUSE BILLS WHICH PASSED THIRD READING

director of finance. Provides that the reimbursement for the fiscal years 1999 - 2000 and 2000 - 2001 shall be 50 per cent of the total itemized claim and for fiscal years 2001 - 2002 to 2004 - 2005 shall be 100 per cent of the total itemized claim (sunset). -- Provides a general excise tax and use tax exemption for amounts received from a person operating a call center by a person engaged in business as a telecommunications common carrier for interstate or foreign telecommunications services, including toll free telecommunications, telecommunication capabilities for electronic mail, voice and data telecommunication, computerized telephone support, facsimile (fax), wide area telecommunication services, or computer to computer communication. Provides that public service company tax shall not apply to such persons and businesses. -- Provides that where a health plan provider receives gross proceeds or gross income that is taxable under general excise tax provisions that is received from a health care plan or from another health plan provider, and all or part of which is paid to a Hawaii health care provider or to another health plan provider under a health care plan, the health plan provider shall deduct an amount equal to the payment to the Hawaii health care provider or to the other health plan provider under the health care plan. -- Provides that subchapter N, section 911 (with respect to income of citizens or residents of the US living abroad) of the Federal Internal Revenue Code shall be operative for state income tax purposes. -- Am excise tax exemption for the gross income or gross proceeds of insurance companies authorized to do business under insurance provisions by providing that an insurance company includes a reciprocal insurer's bona fide attorney in fact with respect to income derived from their principal business as corporate attorney in fact. -- Provides an income tax check off to be paid over to the Hawaii human services children's special fund. Establishes the fund to be administered by the department of human services to be used to provide for children's programs under the department. -- Requires the development corporation to advise financial institutions in making venture capital investments. Allows financial institutions to claim a technology tax credit. -- HB0375 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Takamine D, Herkes R, Arakaki D, Menor R -- Meyer C, Nakasone B, Souki J, Suzuki N, Whalen P

Apr-19 99 Conference Committee: Senate Members: Fukunaga C, Levin A -- Anderson W, Chun Oakland S, Nakata B

HB0389 SD1 (SSCR 1125)

RELATING TO EDUCATION. Representative Case (BR) (586-8475)

Appropriation to the department of education to extend the learn and serve Hawaii program. -- Provides an income tax credit for the purchase of a laptop computer to used by an eligible student for educational purposes. (\$\$) --

HB0389 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Ito K, Nakasone B -- Morihara D, Moses M, Schatz B

Apr-19 99 Conference Committee: Senate Members: Ige D, Fukunaga C -- Sakamoto N, Slom S

HB0423 HD1 SD1 (SSCR 929)

MAKING AN APPROPRIATION TO MATCH FEDERAL FUNDS FOR THE HAWAII FORESTRY AND COMMUNITIES INITIATIVE. Representative Cachola (586-6110)

Appropriation to the department of land and natural resources for the Hawaii forestry and community initiative, provided that no funds be made available under this Act unless the department matches federal funds dollar for dollar. (\$\$) -- HB0423 SD1

Mar-22 99 Passed Second Reading Senate as amended (SD1)

Mar-22 99 Referred to WAM (586-6890 or 586-6760)

HOUSE BILLS WHICH PASSED THIRD READING

HB0461 HD1 (HSCR 755)

RELATING TO MEDICAL DECISIONS. Representative Lee (586-9460)

Requires the examiner of drivers to design and implement a system to request advanced health care directive information from all applicants for driver's licenses, a method to imprint on a license if an applicant wishes to be an organ donor and has an advance health care directive, if the applicant wishes to have information displayed. -- Requires the department of the attorney general to maintain a record of each applicant's advance health care directive, and to provide the option of displaying information on a certificate of identification. -- HB0461 HD1

Mar=09 99 Introduction/Passed First Reading - Senate

Mar=09 99 Multiple Referral to HHS then JDC (586-6130)

HB0510 HD1 SD2 (SSCR 1460)

RELATING TO THE BOARD OF EDUCATION. Representative Ito (586-8470)

Allows the board of education to appoint or retain by contract 1 or more attorneys who are independent of the attorney general to provide legal services to the department of education for issues involving children with disabilities. Allows the board of education to fix the compensation of the attorneys. Exempts the attorneys from civil service, compensation and collective bargaining provisions. Also exempts the board from the provision prohibiting departments other than the attorney general to employ attorneys by contract or otherwise. -- HB0510 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Ito K, Luke S -- Ahu Isa L, McDermott B, Morihara D

Apr=19 99 Conference Committee: Senate Members: Ige D, Levin A -- Chumbley A, Slom S

HB0512 HD2 SD2 (SSCR 1461)

RELATING TO EDUCATION. Representative Ito (586-8470)

Appropriation to the department of education to develop an early childhood development and education center for infants and children up to 4 years of age in the Kalihi area of Honolulu. (\$\$) -- HB0512 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Ito K, Menor R, Luke S -- Ahu Isa L, McDermott B, Morihara D

Apr=19 99 Conference Committee: Senate Members: Ige D, Fukunaga C -- Chun Oakland S, Slom S

HB0531 SD2 (SSCR 1397)

RELATING TO CORRECTIONS. Representative Catalani (586-6490)

Appropriation to the department of public safety to provide supplemental funding to continue the KASHBOX substance abuse treatment program and to expand the Ho'omana (Hoomana) substance abuse treatment program at the women's community correctional center, provided that the department shall undertake a gender equity assessment of its programs to assure that women have the same access to substance abuse treatment as their male counterparts. (\$\$) -- HB0531 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Garcia N, Catalani I -- Ahu Isa L, Kaho'ohalahala S, Pendleton D

Apr=19 99 Conference Committee: Senate Members: Chumbley A, Matsunaga M, Fukunaga C, Levin A -- Anderson W, Chun Oakland S

HB0533 HD1 (HSCR 899)

RELATING TO THE HAWAII RULES OF EVIDENCE. Representative Catalani (586-6490)

Amends rules of evidence, relating to sex offense cases and the relevance of the victim's past behavior. Provides that in any civil action alleging conduct of a sexual offense or sexual harassment, opinion evidence, reputation evidence and evidence of specific instances of a plaintiff's sexual conduct or any of such evidence is not admissible by the defendant to prove consent of or absence of

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injury to the plaintiff, unless the injury is in the nature of loss of consortium. Provides an exception for plaintiff's sexual conduct with the alleged perpetrator.

Provides that if the plaintiff introduces evidence or testimony that relates to the plaintiff's sexual conduct, the defendant may cross examine and offer rebuttal evidence. Evidence offered to attack the credibility of the plaintiff shall not be construed as inadmissible. -- HB0533 HD1

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Single Referral to JDC (586-6030 or 586-7100)

HB0536 HD2 (HSCR 309-00)

RELATING TO HUMAN SERVICES. Representative Arakaki (586-6050)

Amends Act 77, session laws of 1997, relating to early childhood education and care. Increases the maximum number of members of the board of directors of the private nonprofit corporation to 14. Includes a member to represent the university of Hawaii, the American academy of pediatrics, the early intervention community, an early childhood resource and referral agency, and head start. Requires the governor to appoint 1 member from the general business community and 1 member from the general philanthropic community to the temporary interdepartmental council. Extends the sunset date to June 30, 2010. -- HB0536 HD2

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to HHS then WAM (586-6130)

HB0540 HD2 (HSCR 367-00)

RELATING TO HUMAN SERVICES. Representative Arakaki (586-6050)

Authorizes the department of human services to provide state funded medical assistance for legal permanent residents who arrived in the US after August 22, 1999; immigrants who are permanently residing in the US under color of law; or people who are residing in the US with the knowledge or permission of the Immigration and Naturalization Service who are otherwise eligible for benefits under the state's medicaid programs, including QUEST and the State's children's health insurance program, but are ineligible due to restricted eligibility rules imposed by title XXI of the Social Security Act in the federal Balanced Act of 1997 or the Personal Responsibility and Work Reconciliation Act of 1996. -- Transfers ____ per cent of the total moneys received by the State from tobacco settlement moneys to the department of human services for the children's health insurance program. -- Appropriation to the department to provide medical assistance for all children under the State's children's health insurance program up to 300 per cent of the federal poverty level of Hawaii. (\$\$) -- HB0540 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to HHS then WAM (586-6130)

HB0544 HD1 (HSCR 1077)

RELATING TO SAFETY NET HEALTH PLANS. Representative Arakaki (586-6050)

Establishes a safety net health plan program within the department of human services to distribute QUEST funds to 1 or more safety net health plans. Provides criteria for a health maintenance organization to file with the department for approval as a safety net health plan. Allows a hospital having a disproportionate share of patients who are medically indigent, or a medical care provider with a mission statement and demonstrated ability to provide health care and related services regardless of the patient's ability to pay, may file with the department for approval as a safety net health plan. Requires the department to develop a payment methodology under the QUEST program to reimburse approved safety net health plans and award QUEST contracts only to qualifying plans. Provides that the department shall award QUEST bids beginning July 1, 1999, provided that the health status of enrollees shall not be considered in awarding bids until July 1, 2000. Further provides that socio demographic characteristics of patients shall not be considered in awarding bids until July 1, 2001. -- HB0544 HD1

Mar=24 99 Passed Second Reading Senate

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Mar=24 99 Referred to WAM (586-6890 or 586-6760)

HB0549 HD1 SD1 (SSCR 1017)

MAKING AN APPROPRIATION TO ESTABLISH A LONG-TERM CARE VOLUNTEER OMBUDSMAN PROGRAM. Representative Arakaki (586-6050)
Appropriation to the department of health to establish a long term care volunteer ombudsman program, including volunteer coordinator, clerk steno, ground and air travel, training, and miscellaneous volunteer reimbursements. (\$\$) -- HB0549 SD1

Mar=24 99 Passed Second Reading Senate as amended (SD1)

Mar=24 99 Referred to WAM (586-6890 or 586-6760)

HB0550 HD1 (HSCR 776)

AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE RENTAL HOUSING TRUST FUND. Representative Arakaki (586-6050)

Authorizes the issuance of general obligation bonds for appropriation to the housing and community development corporation of Hawaii to be paid into the rental housing trust fund. (\$\$) -- HB0550 HD1

Mar=09 99 Introduction/Passed First Reading - Senate

Mar=09 99 Multiple Referral to GOH then WAM (586-6450)

HB0557 HD2 SD1 (SSCR 1398)

MAKING AN APPROPRIATION FOR TROPICAL FLOWER RESEARCH AND PROGRAMS. Representative Hamakawa (586-8480)

Appropriation to the department of agriculture for research and breeding program to develop new varieties of orchids, marketing and promotion for tropical flowers to match existing resources, pesticide screening to research and register safe and effective methods of pest control for the floriculture industry, and to establish a floriculture research and development pool. (\$\$) -- HB0557 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Abinsay F, Saiki S -- Rath J, Suzuki N

Apr=19 99 Conference Committee: Senate Members: Inouye L, Levin A -- Buen J, Slom S

HB0560

RELATING TO HILO COMMUNITY SCHOOL FOR ADULTS. Representative Hamakawa (586-8480)

Authorizes the department of education to convert to permanent status 2 positions at Hilo community school for adults. Positions include the principal and school administrative services assistant. -- HB0560

Mar=05 99 Introduction/Passed First Reading - Senate

Mar=05 99 Multiple Referral to EDU then WAM (586-6230)

HB0564 HD2 (HSCR 846-00)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM. Representative Hamakawa (586-8480)

Amends provision under public employees' retirement system law relating to credit for honorable military service. Allows a member hired after June 17, 1996, with 10, 20, or 25 years of credited service, to be credited with 2, 3, or 4 years of membership service credit at the rate of 1 and 1/4 per cent for each year of credited service. Further allows a member hired before June 18, 1996, with 8, 20, or 25 years of credited service to be credited with 2, 3, or 4 years of membership service credit at the rate of 1 and 1/4 per cent for each year of credited service. Provides that members may purchase additional membership service credit at 1 and 1/4 per cent; 2 and 1/4 per cent; and 3/4 per cent per year for class A, B and C members, respectively. Appropriation. (\$\$) -- HB0564 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HOUSE BILLS WHICH PASSED THIRD READING

HB0605 HD1 (HSCR 737)

RELATING TO HARASSMENT. Representative P. Oshiro (BR) (586-6360)
Establishes provision relating to harassment of family or household members. Provides description of harassment acts. Provides penalties for 1st and subsequent offenses and establishes harassment of a family or household member as a petty misdemeanor. Requires the defendant to undergo any available domestic violence intervention programs ordered by the court. -- HB0605 HD1
Mar=03 99 Introduction/Passed First Reading - Senate
Mar=03 99 Single Referral to JDC (586-6030 or 586-7100)

HB0632 HD2 SD1 (SSCR 1173)

RELATING TO DISABILITIES. Representative Santiago (586-6380)
Establishes the developmental disabilities special fund to be used solely for Title XIX home and community based waiver services. -- Amends provisions relating to services for persons with developmental disabilities or mental retardation. Adds provision of supported living stipend for persons with developmental disabilities or mental retardation choosing to live independently in a setting other than a licensed residential facility to the services of the department. Appropriation to the department of health to increase Title XIX home and community based waiver services for individuals with mental retardation or developmental disabilities and to support changes to the present system so that it is more flexible and responsive to meet the needs of families and for the state planning council on developmental disabilities independent entity to conduct a programmatic evaluation of case management services. Requires the legislative auditor to conduct an independent financial evaluation of case management services and report to the legislature. (\$\$) -- HB0632 SD1
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Santiago A, Yamane B -- Fox G, Kahikina M, Saiki S
Apr=19 99 Conference Committee: Senate Members: Chun Oakland S, Fukunaga C -- Anderson W

HB0642 HD1 SD1 (SSCR 1581)

RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY. Representative Cachola (586-6110)
Amends provisions relating to the motor vehicle rental industry. Repeals commission for selling collision damage waivers. Defines direct commission for selling collision damage waivers to mean any compensation, bonus, award, or remuneration, which is calculated by means of a formula, process, evaluation, or other mechanism by which a person is able to calculate the amount of any compensation, bonus, award, or remuneration based directly on the sales of collision damage waivers. Adds that by January 1, 2000, each lessor shall submit to the director of commerce and consumer affairs on its compensation plans for employees who assist or direct the sale of the collision damage waivers as of January 1, 1999, which shall include details on all factors used to calculate employee compensation. Annual reports to the director. Act to be repealed on June 30, 2001, (sunset). -- HB0642 SD1
Apr=09 99 Passed Second Reading Senate as amended (SD1)
Apr=13 99 Re Committed to CPN (586-6830 or 586-6460)

HB0645 SD2 (SSCR 1429)

RELATING TO VETERANS RIGHTS AND BENEFITS. Representative Cachola (586-6110)
Establishes provisions relating to disbursement of world war II Filipino veterans burial grant funds. Requires the office of veterans services to receive, review, and approve requests for payment at the request of a deceased Filipino veteran's survivor or an interested party, for funeral and burial services, and transporting the remains to the Philippines. Requires the office to establish the maximum amount of burial grant funds to be distributed and not expend more than the amount appropriated for the fiscal year. Provides that payment shall be authorized by the office upon the submission of an invoice reflecting that the

HOUSE BILLS WHICH PASSED THIRD READING

services will be satisfactorily performed. Appropriation. (\$\$) -- HB0645 SD2
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Garcia N, Kanoho E --
Kaho'ohalahala S, Pendleton D
Apr=19 99 Conference Committee: Senate Members: Kawamoto C, Levin A --
Bunda R, Slom S, Taniguchi B

HB0647 HD1 (HSCR 906)

RELATING TO CONDOMINIUM PROPERTY REGIMES. Representative Cachola (586-6110)
Amends provisions relating to priority of lien for apartment common expenses. Provides an alternative to foreclosure to the association of apartment owners, after proper notice, to terminate access to common elements and cease supplying a delinquent unit with services normally supplied or paid for. Requires the adoption and approval of a written policy by a majority vote or written consent of the apartment owners. -- HB0647 HD1
Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Multiple Referral to GOH then JDC (586-6450)

HB0648 HD1 (HSCR 903)

RELATING TO CONDOMINIUM MAINTENANCE FEES. Representative Cachola (586-6110)
Establishes provisions relating to collection from tenants to include an apartments share of common expenses, if the owner is in default for 30 days or more. Provides that a tenant's payment shall discharge that amount from the rent obligation. Requires written notice to the delinquent apartment owner. Prohibits an apartment owner from retaliatory action against a tenant and provides a complete defense for nonpayment of rent to the extent of the written demand from the board. Prohibits the board of directors from exercising this right if a commissioner or receiver has been appointed pending a mortgage foreclosure, a mortgagee is in possession, or if the tenant is served with a court order directing payment to a 3rd party. Provides control in the event of conflict of this section and provisions of the landlord tenant code. Requires the adoption and approval of a written policy by a majority vote or written consent of the apartment owners.-- HB0648 HD1
Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Multiple Referral to GOH then JDC (586-6450)

HB0657 HD2 SD1 (SSCR 1540)

RELATING TO TIME SHARING PLANS. Representative Menor (BR) (586-6150)
Amends provisions relating to disclosure statements and registration requirements of time sharing plans. Authorizes the director of commerce and consumer affairs to issue 1 year preliminary permit to allow developer to begin public offerings. Provides criteria. Requires the director of commerce and consumer affairs to accept a plan for registration if the developer meets criteria. Requires the developer upon expiration of the 1 year permit without acceptance of the application for registration to promptly cancel all sales contracts and refund all purchasers funds together with interest. Provides that the developer may, 30 days prior to expiration, apply for an extension. Amends provisions relating to consultant review of developer filing, and the scope of chapter application to offer and sale in Hawaii time share interests. -- HB0657 SD1
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Menor R, Ahu Isa L --
Marumoto B, Nakasone B
Apr=19 99 Conference Committee: Senate Members: Taniguchi B, Kanno B --
Slom S

HB0658 HD1 SD1 (SSCR 1491)

RELATING TO CONDOMINIUMS. Representative Menor (BR) (586-6150)
Establishes provisions relating to public reports for purchasers of time share interests. Authorizes a developer to offer for sale and enter into binding sales

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contracts for time share interests without having obtained and provided to purchasers a public report with an effective date, provided the developer holds a valid preliminary permit. Prohibits closing a sale without obtaining an effective date, issued by the commission, for a final public report or contingent final public report for the condominium project and providing it to the purchaser. -- HB0658 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Menor R -- Cachola R, Garcia N, Lee M, Whalen P

Apr=19 99 Conference Committee: Senate Members: Taniguchi B, Kanno B -- Slom S

HB0664 HD1 SD1 (SSCR 1395)

RELATING TO REQUIRED RESERVES FOR A DEPOSITORY FINANCIAL SERVICES LOAN COMPANY. Representative Menor (BR) (586-6150)

Amends provisions relating to required reserve for a depository financial services loan company by including the securities listed on the National Market System of the National Association of Securities Dealers Automated Quotation System (Nasdaq) Stock Market. -- HB0664 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Menor R -- Garcia N, Lee M, Rath J, Takumi R

Apr=19 99 Conference Committee: Senate Members: Taniguchi B, Kanno B -- Slom S

HB0677 HD1 SD2 (SSCR 1399)

RELATING TO AN OCEAN FLOATING, ALL-NATURAL CLEAN ENERGY POWER STATION. House Speaker Say (586-6100)

Appropriation to the university of Hawaii to study the feasibility of constructing and operating an ocean floating, all natural clean energy power station. Report to the legislature. (\$\$) -- HB0677 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Morita H, Takumi R, Morihara D, Schatz B -- Meyer C

Apr=19 99 Conference Committee: Senate Members: Inouye L, Ige D, Fukunaga C -- Buen J, Sakamoto N, Slom S

HB0706 HD2 SD1 (SSCR 973)

RELATING TO HOMESTEAD LEASES. House Speaker Say (BR) (586-6100)

Amends provisions relating to the continuation of rights under homestead leases, certificates of occupation, right of purchase leases and cash freehold agreements. Provides that where the lands have been improved under a certificate or lease, or used as a residence by the occupier or lessee for 10 years the homestead may be purchased for 1 dollar (instead of fair market price). Repeals provisions relating to cash freeholds, agreement, patent, conditions, and right of purchase lease. -- Amends provisions relating to the successor determination program, and to heirs within the descent of property statutes. -- HB0706 SD1

Mar=24 99 Passed Second Reading Senate as amended (SD1)

Mar=24 99 Referred to WAM (586-6890 or 586-6760)

HB0718 HD1 SD2 (SSCR 1480)

RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

Representative Goodenow (586-9450)

Changes the boundaries for the Kakaako community development district (exclude piers 1 and 2 at Fort Armstrong). Exclude the property line between pier 2 and pier 4 and includes the Keawe drainage canal, Keawe street and Ala Moana boulevard. -- HB0718 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Hiraki K, Cachola R, Takamine D -- Fox G, Goodenow K

Apr=20 99 Conference Committee: Senate Members: Hanabusa C, Fukunaga C

HOUSE BILLS WHICH PASSED THIRD READING

-- Anderson W, Chun J, Kanno B, Kawamoto C, Nakata B, Tanaka J

HB0747 HD1 SD2 (SSCR 1607)

RELATING TO STATE GOVERNMENT. Representative Kawakami (586-6280) Amends Act 230, session laws of 1998. Requires the committee on state government budgeting, accounting, and procurement systems to annually report to the legislature. Adds that the committee shall develop, monitor, and review a managed process that enables state and county governments to implement public private competition for government services. Adds that the managed process develop a costing model that accurately estimates and accounts for the total cost of providing a government function and develop methods by which government in house costs can be compared to private sector costs; consider the costs of conversion to the private sector; ensure that costs are realistic and fair; and develop a handbook and training program that educates government agencies in the competitive government process. Provides that the committee shall complete the draft of the managed process by December 31, 2000 and complete the managed process by December 31, 2001. Repeals the sunset date of June 30, 2001. -- Establishes provision relating to managed process for procurement of private enterprise, within the Hawaii public procurement code. Requires the policy office to adopt rules to implement public private competition for government services. Provides that the managed process shall consider all relevant costs, identify the types of contracts which may be exempt, establish protections for affected state and county employees and ensure that civil service laws, merit principles and collective bargaining laws are not violated. Requires any analysis to use uniform accounting standards in determining whether a service can be provided more efficiently, effectively and economically by either a public or private enterprise. Defines uniform accounting standards. -- Requires every department and agency to annually develop and submit a statement of goals, objectives, policies, action plan with a time table indicating how objectives and policies will be implemented, and process to measure performance. Report to the legislature. -- Establishes a joint legislative task force on government restructuring to study each department and agency in the executive branch, develop an action plan to restructure state government and reduce government bureaucracy, consolidate agencies, and streamline procedures. Provides criteria. Report to the governor. Appropriation to the speaker of the house and president of the senate. Task force to cease operations after the regular session of 2001 (sunset). -- Amends provision relating to the state risk management revolving fund. Requires, rather than allows, the comptroller to apportion to and collect from state agencies benefits received, and consider the relevant agency risk and loss experience in determining apportionments and assessments. -- Requires the comptroller to prepare a report every fiscal year for each agency, and report to the legislature. -- Requires the auditor to contract for an annual comprehensive financial audit of the Hawaii state and county government operations. Defines independent auditor and agency. Provides criteria. Requires state agencies fully cooperate with the auditor, the adoption of a financial audit work plan, including public hearings. Report to the legislature and governor. Establishes a joint legislative task force consisting the senate committee on government operations and housing, and the house committee on labor and public employment, to establish an agenda, goals, objectives, and to receive public testimony. Appropriation to the auditor. (\$\$) -- HB0747 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Yoshinaga T, Kanoho E, Catalani I -- Moses M, Nakasone B, Suzuki N

Apr-19 99 Conference Committee: Senate Members: Tam R, Fukunaga C, Levin A -- Anderson W, Chun J, Ige D, Nakata B

HB0749 HD3 SD2 (SSCR 1530)

RELATING TO DIETITIANS. Representative Kawakami (586-6280) Establishes dietitian law under the department of commerce and consumer

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affairs. Establishes a licensure program within the department. Requires the director of commerce and consumer affairs to examine and approve the qualifications of all applicants; administer, coordinate, and enforce the licensure program; discipline a licensed dietitian for violation of rules or failure to meet the licensure requirements; appoint an advisory committee. Allows fees acquired through the program to defray costs. Prohibits any individual to purport to be a licensed dietitian without a license. Provides criteria for licensure as a dietitian. Allows licenses to be renewed triennially. Violators will be subject to a fine of not more than 1,000 dollars and each day's violation shall be treated as a separate offense. -- HB0749 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Santiago A, Menor R, Kawakami B -- Halford C, Lee M

Apr-19 99 Conference Committee: Senate Members: Kanno B, Taniguchi B, Fukunaga C, Levin A -- Slom S

HB0750 HD1 (HSCR 547-00)

RELATING TO ISLAND SYMBOLS. Representative Kawakami (586-6280)

Establishes and designates the official island colors and flowers or lei materials for each island. Requires that the following colors and flowers to be authorized for each respective island, the color red and the flower pua lehua or the 'ohi'a lehua (ohia lehua) for the island of Hawai'i (Hawaii), the color pink and the flower lokelani, also known as the damask rose for the island of Maui, the color golden yellow and the flower pua 'ilima (pua ilima) for the island of O'ahu (Oahu), the color purple and the lei material of the mokihana for the island of Kaua'i (Kauai), the color green and the lei material of the pua kukui or the candlenut tree for the island of Moloka'i (Molokai), the color orange and the lei material of the kauna'oa (kaunaoa), also known as the native dodder for the island of Lana'i (Lanai), the color white and the lei material of the pupu also known as the momi, laiki, and kafelelani for the island of Ni'ihau (Niihau) and the color gray and the lei material of the hinahina or native heliotrope for the island of Kaho'olawe (Kahoolawe). -- HB0750 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to WLH (586-7793)

HB0755 HD2 (HSCR 773-00)

RELATING TO PUBLIC LANDS. Representative Herkes (586-6530)

Amends provision relating to continuation of rights under existing homestead leases, certificates of occupation, right of purchase leases and cash freehold agreements. Provides that no existing certificate of occupation or existing homestead lease, or fractional interest thereof, shall be transferable or assignable except by conveyance, devise, bequest, or intestate succession and with the prior approval of the board of land and natural resources; provided that transfer or assignment by conveyance, devise, or bequest shall be limited to a member or members of the occupier's or lessee's family. Provides that all the successors shall be subject to the performance of the unperformed conditions of the certificate of occupation or the homestead lease. Provides that whenever an existing homestead lease is mortgaged, the consent to mortgage from the board of land and natural resources may contain a condition exempting the lease from requirements relating to certificate of occupation or existing homestead lease, for the duration of the mortgage. -- HB0755 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HB0756 HD2 SD2 (SSCR 1550)

RELATING TO PUBLIC UTILITIES COMMISSION. Representative Herkes (586-6530)

Provides that the public utilities (commission) shall not authorize the placement, construction, erection, or building of any 138 kilovolt or greater high voltage electric transmission system in a residentially zoned area or within 300 feet of any public or private school grounds or any licensed child care facility, unless

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placed underground and insulated against electro magnetic field emissions. --
HB0756 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Herkes R, Menor R, Luke S
-- Chang J, Rath J

Apr-19 99 Conference Committee: Senate Members: Taniguchi B, Kanno B,
Fukunaga C, Levin A -- Hanabusa C, Ihara L, Tam R

HB0766 HD1 (HSCR 870)

RELATING TO CONDOMINIUMS. Representative Cachola (586-6110)

Amends provisions relating to priority of lien for apartment common expenses.
Provides that the mortgagee of record or other purchaser shall be required to
pay the apartments share of common expenses at either, 36 days after a order
confirming sale is filed, 60 days after a hearing at which the court grants a
motion to confirm sale, or upon the recording of the deed, whichever occurs 1st.

-- HB0766 HD1

Mar-11 99 Introduction/Passed First Reading - Senate

Mar-11 99 Multiple Referral to GOH then JDC (586-6450)

HB0789 HD1 (HSCR 368)

MAKING AN APPROPRIATION FOR THE KASHBOX PROGRAM.

Representative Garcia (586-8490)

Appropriation to the department of public safety for supplemental funding to
continue the KASHBOX substance abuse treatment program and to expand the
Ho`omana (Hoomana) substance abuse treatment program at the women's
community correctional center. (\$\$) -- HB0789 HD1

Mar-11 99 Introduction/Passed First Reading - Senate

Mar-11 99 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB0798 HD2 SD1 (SSCR 1147)

RELATING TO NOISE. Representative Morita (586-8435)

Amends provision relating to regulation of public nuisances and the convention
center district rules. Provides that an ordinance shall not be effective to the
extent that it is inconsistent with any noise permit granted by the department of
health under the authority of the convention center authority or the noise
pollution laws, or to the extent that it prohibits, subjects to fine or injunction, or
declares to be a public nuisance any construction, stationary noise source, or
agricultural, industrial, or commercial activity or entertainment or public event.

-- Amends provision relating to the effect of noise pollution laws, ordinances
and rules. Provides that in a case of conflict between the state and county law
shall be resolved by the statute relating to regulation of public nuisances, that
provides the most protection to the public shall apply. -- HB0798 SD1

Mar-25 99 Passed Second Reading Senate as amended (SD1)

Mar-25 99 Referred to WAM (586-6890 or 586-6760)

HB0830 HD1 SD2 (SSCR 1532)

RELATING TO SECURITIES. Representative Saiki (586-8485)

Establishes provision relating to prospectus for small corporate offerings
registration form. Provides that the prospectus required for registration by
qualification under the uniform securities Act may be satisfied by the small
corporate offerings registration form (form u 7), adopted by the North American
Securities Administrators Association if all the qualifications in the instructions
for use of the form are fulfilled. Establishes provisions for a general
announcement of a proposed offering to accredited investors for which the
issuer is claiming an exemption in order for a transaction to be exempt from
registration of securities and advertising after filing a copy thereof with the office
of the commissioner of securities. Establishes provisions for any offer or sale of
a security by an issuer in a transaction. -- HB0830 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Herkes R, Menor R --
Chang J, Lee M, Rath J

Apr-19 99 Conference Committee: Senate Members: Inouye L, Taniguchi B --

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Slom S

- HB0833 HD1 SD1 (SSCR 1129) RELATING TO THE UNIVERSITY OF HAWAII. Representative Morihara (586-6330)
Allows the university of Hawaii to retain any appropriation of general funds for operating purposes at the close of the fiscal year and provides that the funds shall not lapse until the following fiscal year. Allows the appropriation to be used by the university to supplement the appropriation for any program. Requires the university to annually report to the director of finance and the legislature. Act to be repealed on June 30, 2001 (sunset). -- HB0833 SD1
Mar=25 99 Passed Second Reading Senate as amended (SD1)
Mar=25 99 Referred to WAM (586-6890 or 586-6760)
- HB0838 HD1 (HSCR 1071) RELATING TO LEASED EMPLOYEES AND EMPLOYERS OF LEASED EMPLOYEES. Representative Kanoho (586-6270)
Establishes employee leasing companies law. Prohibits a person to engage in or offer employee leasing services in Hawaii without a valid license. Provides licensing, contract and benefits requirements. -- Provides a general excise tax exemption for amounts received by a licensed leasing business that are attributable and charged to compensation, fringe benefits, workers' compensation, and payroll taxes or assessments paid for on behalf of a leased employee. -- Establishes rights and employer's responsibilities for leased employees under employment practices law. -- HB0838 HD1
Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Multiple Referral to CPN/ LRE/ then WAM (586-6830 or 586-6460)
- HB0839 HD1 (HSCR 71-00) RELATING TO THE GENERAL EXCISE TAXATION OF WASTEWATER LEASING.
Representative Kanoho (586-6270)
Provides a general excise tax exemption for amounts received by a wastewater treatment plant operator for the secondary treatment of a county's wastewater when that treated wastewater is then used by the county for the county's purposes and the wastewater treatment plant operator is under an operating contract with the county. -- HB0839 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to LRE/ TIA/ then WAM (586-7330)
- HB0848 HD2 (HSCR 953) RELATING TO SUBSTANCE ABUSE TESTING. Representative Hamakawa (586-8480)
Amends substance abuse testing provisions by including substance abuse on site screening test. Allows an employer to use the test for pre employment purposes. Defines the test as a portable substance abuse test that meets the requirements of the US Food and Drug Administration for commercial distribution. Provides that substance abuse test includes any substance abuse on site screening test designed to take and analyze body fluids or materials from the body for the purposes of detecting the presence of drugs, alcohol, or the metabolites of drugs. -- HB0848 HD2
Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Multiple Referral to LRE then JDC (586-7330)
- HB0851 RELATING TO MOTOR VEHICLE REGISTRATION. Representative Hamakawa (586-8480)
Provides that in order for a vehicle to be removed from storage, the owner of the vehicle shall present to the director of finance a certificate of inspection (safety check) that was issued after the recording of the storage with the director, if the certificate of inspection expired during the period of storage. -- HB0851
Mar=05 99 Introduction/Passed First Reading - Senate
Mar=05 99 Single Referral to TIA (586-6970)

HOUSE BILLS WHICH PASSED THIRD READING

HB0855 HD1 SD1 (SSCR 1058) MAKING AN APPROPRIATION FOR EDUCATION. Representative Ito (586-8470)
Appropriation to the department of education to establish 157 full time equivalent (157.00 FTE) permanent teacher positions for fiscal year 1999 - 2000 and 13 full time equivalent (13.00 FTE) permanent teacher positions for fiscal year 2000 - 2001. (\$\$) -- HB0855 SD1
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Ito K, Kawakami B -- Arakaki D, Leong B, Santiago A
Apr-19 99 Conference Committee: Senate Members: Ige D, Fukunaga C, Levin A -- Sakamoto N, Slom S

HB0885 HD2 (HSCR 954) RELATING TO HAWAII GOOD SAMARITAN LAW. Representative Schatz (586-9425)
Establishes provision relating to the duty to assist law (good samaritan law). Requires a person at the scene of an accident who knows that another person is suffering from serious injury to obtain aid from law enforcement or medical personnel, and knows that another person is exposed to or has suffered serious bodily injury give reasonable assistance, if the person can do so without danger or peril to self or others. Exempts any person who provides reasonable assistance from liability in civil damages, unless the person's act constitutes gross negligence or wanton acts or omissions, or unless the person receives or expects to receive remuneration, or is a physician licensed to practice in the State. Provides that any person who fails to provide reasonable assistance shall not be liable for any civil damages, and that a person has no duty if they reasonably believe law enforcement or medical personnel have been notified. -- Repeals provision relating to the duty to assist within the tort action provisions. -- HB0885 HD2
Mar-11 99 Introduction/Passed First Reading - Senate
Mar-11 99 Single Referral to JDC (586-6030 or 586-7100)

HB0899 HD1 (HSCR 1008) MAKING AN APPROPRIATION FOR DRUG TREATMENT, COUNSELING, AND INTERVENTION SERVICES AT KING INTERMEDIATE SCHOOL. Representative Catalani (586-6490)
Appropriation to the department of health for drug treatment, counseling, and intervention services provided to certain substance abusing children and adolescents at King intermediate school. (\$\$) -- HB0899 HD1
Mar-25 99 Passed Second Reading Senate
Mar-25 99 Referred to WAM (586-6890 or 586-6760)

HB0938 HD1 (HSCR 406) RELATING TO LITTER CONTROL. Representative Morihara (586-6330)
Appropriation to the department of health to implement a statewide litter control campaign. (\$\$) -- HB0938 HD1
Mar-24 99 Passed Second Reading Senate
Mar-24 99 Referred to WAM (586-6890 or 586-6760)

HB0939 HD1 (HSCR 337) RELATING TO THE UNIVERSITY OF HAWAII AT HILO. Representative Morihara (586-6330)
Appropriation to the university of Hawaii for a counseling psychology program and a special education teacher program at the university of Hawaii at Hilo, including teacher incentives. (\$\$) -- HB0939 HD1
Mar-04 99 Introduction/Passed First Reading - Senate
Mar-04 99 Multiple Referral to EDU then WAM (586-6230)

HB0948 HD2 SD1 (SSCR 952) MAKING AN APPROPRIATION FOR THE AGRICULTURAL WATER USE AND DEVELOPMENT PLAN. Representative Abinsay (586-6010)
Appropriation to the department of agriculture to fund the implementation of the

HOUSE BILLS WHICH PASSED THIRD READING

agricultural water use and development plan. (\$\$) -- HB0948 SD1
Mar=23 99 Passed Second Reading Senate as amended (SD1)
Mar=23 99 Referred to WAM (586-6890 or 586-6760)

HB0949 HD2 SD2 (SSCR 1403)

RELATING TO AGRICULTURE. Representative Abinsay (586-6010)
Requires agribusiness development corporation to develop agricultural subdivisions. Provides that investment, loan, grant, or use of corporate funds shall be exempt from public money and contracts provisions. -- Establishes provision relating to intensive agricultural subdivisions. Provides that minimum lot sizes of not less than 20 acres in a intensive agricultural subdivision. Allows any person owning property within an agricultural district to subdivide the property into lots to be used for intensive agricultural purposes. Provides that special permits for other uses shall not be allowed. Requires a landowner or authorized representative to submit a file plan, and any construction plans relating to the proposed intensive agricultural subdivision with the legislative body of that county. Provides that the intensive agricultural subdivision shall be approved or disapproved by the legislative body within 45 days. -- Requires agribusiness development corporation to consider seeking a long term lease from the department of land and natural resources and other landowners in order to allow qualified tenants to hold long term subleases under the corporation. Also requires the corporation in cooperation with and receiving assistance from financial institution to consider collection and payments of various fees and assisting tenants in seeking financial assistance from lenders and applicable federal loan guarantee programs. Appropriation to be deposited into the Hawaii agricultural development special fund for the establishment of agricultural subdivisions. (\$\$) -- HB0949 SD2
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Abinsay F, Takamine D -- Chang J, Saiki S, Whalen P
Apr=19 99 Conference Committee: Senate Members: Inouye L, Levin A -- Buen J, Slom S

HB0967 HD3 SD1 (SSCR 1131)

RELATING TO THE HAWAIIAN LANGUAGE COLLEGE. Representative Hamakawa (586-8480)
Allows the college of Hawaiian language of the university of Hawaii to contract directly with providers when conducting business in the Hawaiian language, following university procedures. -- HB0967 SD1
Mar=25 99 Passed Second Reading Senate as amended (SD1)
Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB0986 HD2 (HSCR 768)

RELATING TO REMEDIES OF PART VII, CHAPTER 103D, HAWAII REVISED STATUTES. House Speaker Say (BR) (586-6100)
Amends provisions relating to the Hawaii public procurement code, authority to resolve protested solicitations and awards. Provides that an aggrieved bidder, offeror or contractor may submit a written protest to a designee specified in the solicitation, within 5 days after the award is posted. Requires a prompt written decision to uphold or deny the protest. -- Amends provision relating to the authority to debar or suspend. Allows the chief procurement officer to consult with the using agency and the attorney general or corporation counsel to debar a person from consideration of award of all public contract and from performance on any public contract. Requires the chief procurement officer upon notification of a decision to debar or suspend a contractor to make a written determination whether to allow the person or firm to continue performance on any contract prior to the effective date of the debarment or suspension. -- Amends provisions relating to resolving contract and breach of contract controversies, violations of law, remedies after an award, interest, administrative proceedings for review, judicial action and time limitations on actions. Provides that requests for administrative review shall be made directly

HOUSE BILLS WHICH PASSED THIRD READING

to the office of administrative hearing of the department of commerce and consumer affairs. -- HB0986 HD2

Mar=09 99 Introduction/Passed First Reading - Senate

Mar=09 99 Multiple Referral to GOH then CPN (586-6450)

HB0995 HD1 (HSCR 901)

RELATING TO ATTORNEYS' FEES. House Speaker Say (BR) (586-6100)

Establishes provision relating to attorneys' fees to be claimed from or paid by the State. Provides that no claim for attorneys' fees may be made against the State or board, commission, or officer acting in an official capacity, except if a statute expressly allows a claim for attorneys' fees or to pay attorney's fees to another litigant. -- HB0995 HD1

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB1003 HD1 (HSCR 902)

RELATING TO HABITUAL CRIMINAL BEHAVIOR. House Speaker Say (BR) (586-6100)

Amends provision relating to sentencing of repeat offenders. Establishes that a person commits the offense of assault in the 3rd degree, terroristic threatening in the 2nd degree, sexual assault in the 4th degree, criminal property damage in the 3rd degree, theft in the 3rd degree or misdemeanor shoplifting, and has at least 3 prior convictions for any of offenses relating to the previous offenses within the past 3 years, shall be sentenced to a mandatory minimum period of imprisonment of 120 days without parole.-- HB1003 HD1

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Single Referral to JDC (586-6030 or 586-7100)

HB1004 HD1 (HSCR 918)

RELATING TO HOMICIDE. House Speaker Say (BR) (586-6100)

Amends provision relating to manslaughter. Changes the word he to the person. Amends criteria for an affirmative defense of manslaughter. -- HB1004 HD1

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Single Referral to JDC (586-6030 or 586-7100)

HB1006 HD2 SD2 (SSCR 1405)

RELATING TO A SENTENCING SIMULATION MODEL. House Speaker Say (BR) (586-6100)

Requires the attorney general to establish a sentencing simulation model that includes a centralized computer based criminal defendant population database, a computerized network for maintaining the centralized database including direct connectivity among the components of the State's criminal justice and correctional systems, and computer modeling techniques that use information in the centralized database to project the impact of different sentencing policies and proposals on future criminal justice and corrections populations and resources. Requires inclusion of data on current populations of convicted defendant and development of a modeling capability to predict future populations and impact of criminal justice policy initiatives. Requires cooperation from the judiciary and the state departments in establishing and maintaining the model. Provides that the model shall be available to the legislature and all components of the criminal justice and corrections systems.

Appropriation. (\$\$) -- HB1006 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Oshiro P, Kanoho E -- Garcia N, Hamakawa E, Thielen C, Yamane B

Apr=19 99 Conference Committee: Senate Members: Chumbley A, Matsunaga M, Fukunaga C -- Anderson W, Ihara L

HB1007

RELATING TO FIREARMS. House Speaker Say (BR) (586-6100)

Amends provision relating to carrying or use of a firearm in the commission of a separate felony. Provides that conviction and sentencing shall be in addition to

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and not in lieu of any conviction or sentence for a separate felony, and that sentence imposed may run concurrently or consecutively. -- HB1007

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Single Referral to JDC (586-6030 or 586-7100)

HB1014 HD2 (HSCR 1081)

RELATING TO TOURISM. House Speaker Say (BR) (586-6100)

Repeals the convention center authority. Amends Act 96, session laws of 1988, as amended by Act 159, session laws of 1992, Act 241, session laws of 1993, and Act 75, session laws of 1994, and Act 156 session laws of 1998 relating to the convention center, by changing the repeal date to June 30, 2000 (sunset). Establishes convention center provisions under the Hawaii tourism authority.

Transfers employees; all rules, policies, procedures, guidelines, and other materials; functions including deeds, leases, contracts, loans, agreements, permits, or other documents; and records, equipment, machines, files, supplies, contracts, books, papers, documents, maps, and other personal property from the convention center authority to the tourism authority. Requires the director of finance to transfer amounts in the Hawaii convention center operations special fund and the Hawaii convention center special fund to the tourism special fund. Increases the membership of the tourism authority to 12 members. -- Changes the distribution of the transient accommodations tax so that 55.2 per cent goes to the tourism special fund. -- HB1014 HD2

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to ECD then WAM (586-7335)

HB1018 HD2 SD1 (SSCR 1188)

RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII. House Speaker Say (BR) (586-6100)

Establishes a federally assisted rental housing preservation program. Provides that at least 1 year prior to the anticipated date of termination of a subsidy contract or mortgage prepayment on an assisted housing development, the owner proposing the termination or prepayment of governmental assistance shall provide a notice of the change to each affected tenant household residing in the development, the housing and community development corporation of Hawaii, the county where the property is located and the state legislature. Provides that an owner of an assisted housing development who has not, prior to July 1, 1999, given notice of intent to terminate a subsidy contract or prepay the mortgage, shall not sell or otherwise dispose of the development unless the owner provides the entities an opportunity to purchase the development at a price upon terms which represent a bona fide intention to sell. Entities with right to purchase shall include, the tenant association, local nonprofit organizations and public agencies, regional and national nonprofit organizations and public agencies. Provides criteria. -- Requires the housing and community development corporation of Hawaii to publish a summary of rights and obligations and compile and maintain a list of entities who have expressed an interest in purchasing a development in the subject area or have been identified by the corporation as potentially having an interest in participating in a right of 1st refusal program. -- Amends provision relating to exception of current owners in housing and community development corporation of Hawaii projects. Changes provision by including household member. Amends definition of housing owner to include very low, low, or moderate income. Amends provision relating to definition of qualified tenant, to mean any single person or family that does not exceed the very low income limit. Amends provision relating to the relationship of annual payment to rental and income. Changes 1/5th of fair market rental to ____ tenants income as determined by the corporation pursuant to procedures and rules adopted by it. Amends that the 2nd priority shall be given to all other eligible persons who have an urgent housing need to need for housing. Allows the corporation to increase rent to ____ per cent on July 1, 1999 and ____ per cent on July 1, 2000. -- Appropriation to the housing and community development corporation of Hawaii for the rent supplement

HOUSE BILLS WHICH PASSED THIRD READING

program. (\$\$) -- HB1018 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Arakaki D, Kahikina M --
McDermott B, Stegmaier D, Yamane B

Apr-19 99 Conference Committee: Senate Members: Tam R, Levin A --
Anderson W, Buen J

HB1021 HD2 (HSCR 977)

RELATING TO CONDOMINIUM PROPERTY REGIMES. House Speaker Say
(BR) (586-6100)

Establishes provision relating to conformance with county land use ordinances.

Requires any condominium property regime to conform to county zoning for the property and all applicable county permitting requirements, including supplemental rules and regulations. -- Amends provision relating to the recordation and contents of declaration, within the condominium property regime laws. Requires any declaration under penalty of law that the project is in compliance with all zoning, building ordinances, codes and all other permitting requirements, except a project registered pursuant to the notification of intention provision. -- Amends provision relating to final reports, by including the declaration of compliance requirement. -- HB1021 HD2

Mar-11 99 Introduction/Passed First Reading - Senate

Mar-11 99 Multiple Referral to GOH/ TIA/ then CPN (586-6450)

HB1027 HD1 (HSCR 1038)

RELATING TO TAX EXEMPTIONS FOR AVIATION TRAINING FACILITIES.

House Speaker Say (BR) (586-6100)

Provides a general excise tax exemption for amounts received by an aviation training facility for a certified training program or from the construction of a facility. Also provides a use tax exemption for the use of material, parts, or tools imported or purchased and used by an aviation training facility for a program or construction of a facility. Act to be repealed on July 1, 2001 (sunset). -- HB1027 HD1

Mar-25 99 Passed Second Reading Senate

Mar-25 99 Referred to WAM (586-6890 or 586-6760)

HB1029 HD3 SD1 (SSCR 1101)

RELATING TO PERMIT PROCESSING. House Speaker Say (BR) (586-6100)

Amends provision relating to the consolidated application process. Changes the term consolidated to facilitated. -- Amends provision relating to the permit process task force, by including county building permit application requiring state agency approval. Changes the membership criteria for the task force including increasing the number of members to 16. Provides that any vacancy on the task force shall be filled in the same manner in which the original position was filled. Permit process task force to be repealed on June 30, 2002 (sunset). -- HB1029 SD1

Mar-25 99 Passed Second Reading Senate as amended (SD1)

Mar-25 99 Referred to WAM (586-6890 or 586-6760)

HB1036 HD2 (HSCR 820)

RELATING TO INVESTMENTS OF THE EMPLOYEES' RETIREMENT SYSTEM.

House Speaker Say (BR) (586-6100)

Amends provision relating to investments by the employees retirement system. Authorizes investments in improved or productive real property to include limited liability companies and similar entities that would protect the system's interest. -- HB1036 HD2

Mar-23 99 Passed Second Reading Senate

Mar-23 99 Referred to WAM (586-6890 or 586-6760)

HB1039 HD1 (HSCR 930)

PROPOSING AMENDMENT OF ARTICLE VII OF THE HAWAII CONSTITUTION TO ESTABLISH AN EMERGENCY AND BUDGET RESERVE FUND. House Speaker Say (BR) (586-6100)

HOUSE BILLS WHICH PASSED THIRD READING

Proposes to amend the constitution. Establishes an emergency and budget reserve fund (rainy day fund). Provides that when the state general fund balance at the close of each of 2 successive fiscal years exceeds 5 per cent of the general fund revenues for each the fiscal years, the legislature, in the next session, shall deposit no more than 50 per cent of the balance into the emergency and budget reserve fund. Expenditures from the fund shall be a temporary supplement source of funding during times of emergency, economic downturn or unforeseen reduction in revenues. No expenditures shall be made from the fund except pursuant to appropriations approved by 3/4 vote of the members of each house of the legislature. Requires the legislature to establish a general fund expenditure ceiling to limit the rate of growth of general fund appropriations, excluding appropriations to the emergency and budget reserve fund. Provides that the ceiling shall also apply to expenditures authorized from the emergency and budget reserve fund. -- HB1039 HD1

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to WAM then JDC (586-6890 or 586-6760)

HB1040 HD1 (HSCR 929)

RELATING TO AN EMERGENCY AND BUDGET RESERVE FUND. House Speaker Say (BR) (586-6100)

Establishes the emergency and budget reserve fund (rainy day fund) within the state treasury system, to be administered by the director of finance. Provides that whenever the general fund balance at the close of a fiscal year exceeds 5 per cent of total revenues received in the general fund, the legislature shall appropriate to the emergency and budget reserve fund not more than 50 per cent of the general fund balance in excess of the 5 per cent level. Expenditures from the fund shall be a temporary supplement source of funding during times of emergency, economic downturn or unforeseen reduction in revenues. No expenditures shall be made from the fund except pursuant to appropriations approved by 3/4 vote of the members of each house of the legislature. Provides that the general fund expenditure ceiling requirement shall not apply to appropriations made to the emergency and budget reserve fund but shall apply to the appropriations authorized from the fund. Annual report to the legislature.

Exempts the fund from contributing to central service and administrative expenses of the government. Appropriation. (\$\$) -- HB1040 HD1

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Single Referral to WAM (586-6890 or 586-6760)

HB1041 HD2 SD2 (SSCR 1551)

RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND. House Speaker Say (BR) (586-6100)

Establishes a 2 year employer union trust fund pilot project. Report to the legislature. Requires the health fund to select 1 public sector union, including retirees, by June 30, 2000; allocate any rate credits or reimbursements, earning or interest; port all contributions made by public employers and employee beneficiaries, and report to the legislature on cost benefit comparisons. -- Amends provision relating to the supplemental plan to federal medicare. Provides that a retired employee beneficiary, whose spouse participates in the supplemental plan to medicare, shall be entitled to the same amount paid by the fund to employee beneficiaries. Act to be repealed on June 30, 2003 (sunset). -- HB1041 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Yoshinaga T, Suzuki N -- Goodenow K, Moses M, Nakasone B

Apr=19 99 Conference Committee: Senate Members: Kanno B, Taniguchi B, Fukunaga C, Levin A -- Nakata B, Slom S

HB1043 HD1 SD1 (SSCR 968)

RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND. House Speaker Say (BR) (586-6100)

Amends provision relating to the public employees health fund, other powers of

HOUSE BILLS WHICH PASSED THIRD READING

the board of trustees. Authorizes the board to appoint an administrator exempt from civil service and compensation laws, and to set the salary within the range of deputy directors. Requires the administrator be a member of the state employees retirement system and eligible to receive benefits. -- HB1043 SD1
Mar=23 99 Passed Second Reading Senate as amended (SD1)
Mar=23 99 Referred to WAM (586-6890 or 586-6760)

HB1048 HD1 SD1 (SSCR 986)

RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND. House Speaker Say (BR) (586-6100)
Amends provision to the supplemental plan to federal medicare. Requires retired employee beneficiaries, spouses and surviving spouses who are eligible to participate in the supplemental plan to federal Medicare part B be entitled to participate in the public employees health fund. Provides that the board of trustees shall determine which beneficiaries who are not enrolled in the federal Medicare part B medical insurance plan, may participate in other plans. -- HB1048 SD1
Apr-30 99 Reconsideration of action to Disagree

HB1049 HD1 (HSCR 710)

RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND. House Speaker Say (BR) (586-6100)
Establishes provision relating to additional requirements for employee organizations who participate in the public employees fund's health and group life insurance programs. -- HB1049 HD1
Mar=09 99 Introduction/Passed First Reading - Senate
Mar=09 99 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB1055 HD1 (HSCR 932)

RELATING TO VEHICLE TAXES. House Speaker Say (BR) (586-6100)
Authorizes each county to impose, levy, assess, collect, and otherwise administer a tax based on the market value of all vehicles located in the county (ad valorem tax). Revenues to go to the counties. -- HB1055 HD1
Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Single Referral to TIA/ WAM/ (586-6970)

HB1056 HD1 (HSCR 933)

RELATING TO THE RENTAL MOTOR VEHICLE AND TOUR VEHICLE SURCHARGE TAX. House Speaker Say (BR) (586-6100)
Increases the rental motor vehicle and tour vehicle surcharge tax from 2 dollars to 3 dollars a day. -- HB1056 HD1
Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Single Referral to TIA/ WAM/ (586-6970)

HB1060 HD2 (HSCR 631)

RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND. House Speaker Say (BR) (586-6100)
Establishes provision relating to the public employees health fund. Provides that the state and county shall contribute monthly to a single plan health fund for employees hired after June 30, 2000 and if both husband and wife are employee beneficiaries, the total contribution by the state or the appropriate county shall not exceed the monthly contributions of 2 single plans. Provides criteria. Requires that the board of trustee shall provide dental plan benefits and eligibility requirements based on a statutory monthly contribution (per child) for the children of employee beneficiaries who have not reach the of 19 years. Provides that the state through the department of budget and finance and county governments shall pay to fund a monthly contribution equal to the amount established or specified in the applicable public sector collective bargaining agreement for each of their respective employees to be used towards the payment of group life insurance benefits. Provides that the state and county shall contribute monthly 1/2 of the retired employee's monthly medicare or nonmedicare premium based on a single plan for retired employees with 10 or more years but fewer than 15 years of service, 75 per cent of the

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retired employees' monthly medicare or nonmedicare premium based on a single plan for retired employees with at least 15 but fewer than 25 years of service and 100 per cent of the retired employee's monthly medicare or nonmedicare premium based on a single plan for retired employees with 25 or more years of service. -- HB1060 HD2

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB1061 HD2 SD1 (SSCR 1075)

RELATING TO GRANTS AND SUBSIDIES. House Speaker Say (BR) (586-6100)

Provides that for an appropriation for a grant or subsidy disbursed by a contract between the state agency designated as the expending agency for the appropriation by the legislature, and the recipient of the grant or subsidy, the funds can be used only for the public purpose for which the funds were appropriated by the legislature. Requires the expending agency to negotiate contract provisions to ensure that the recipient of funds complies, secure compliance with contract, withhold the remaining balance of the grant or subsidy, or recover the remaining balance if the recipient can no longer provide the services. -- HB1061 SD1

Mar-30 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Arakaki D, Santiago A, Kanoho E -- Fox G, Kahikina M

Apr=19 99 Conference Committee: Senate Members: Fukunaga C, Levin A -- Anderson W, Chun J, Chun Oakland S

HB1063 HD1 SD1 (SSCR 1469)

RELATING TO THE CODE OF FINANCIAL INSTITUTIONS. House Speaker Say (BR) (586-6100)

Amends the definition of Hawaii financial institution to mean a corporation or credit union which holds a charter or license or is a bank that has resulted from an interstate merger (resulting bank). Repeals the definition of qualifying state.

-- Provides that for failing institutions, the commissioner of financial institutions may accept an application for purchase from a Hawaii financial institution, a federal financial institution whose operations are principally conducted in the State, a resulting bank, a bank chartered under the laws of any state other than Hawaii (out of state bank), the holding company of any of the foregoing, and a person that is not a company. -- Provides that, subject to the approval of the commissioner, a solvent credit union whose capital is not impaired and which has not received a notice of charges and proposed order of suspension or revocation may dissolve voluntarily and liquidate its affairs. Provides criteria. -- Changes written notice to written application to be submitted to the commissioner for foreign banks wishing to relocate any Hawaii office. -- Repeals provisions relating to nonseverability. -- HB1063 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Menor R -- Hiraki K, Kaho'ohalahala S, Lee M, Rath J

Apr=19 99 Conference Committee: Senate Members: Kanno B, Taniguchi B -- Bunda R, Slom S

HB1067 HD2 (HSCR 1039)

RELATING TO INSURANCE. House Speaker Say (BR) (586-6100)

Establishes provisions for continuing education and license renewal of a general agent, subagent, or solicitor under insurance provisions. Requires proof of having completed the requisite hours of continuing education during the 23 months preceding the application for renewal. Establishes different requisite number of hours for different classes of insurance. Establishes the insurance licensing administration special fund administered by the insurance commissioner. Allows the commissioner to hire support staff. Annual report to the legislature. Fund also used to compensate or reimburse the administrative personnel and licensing personnel. Increases insurance fees and designates

HOUSE BILLS WHICH PASSED THIRD READING

fees to go to the fund. Establishes an assessment on all insurers, general agents, subagents, nonresident agents and brokers, solicitors, adjusters, limited licensees, managing general agents and designated representatives. -- HB1067 HD2

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=17 99 Multiple Re referral to LRE/ CPN/ then WAM (586-7330)

HB1071 HD1 SD2 (SSCR 1552)

RELATING TO THE INSURANCE CODE. House Speaker Say (BR) (586-6100)

Establishes provisions for continuing education and license renewal of a general agent, subagent, or solicitor under insurance provisions. Requires proof of having completed the requisite hours of continuing education during the 23 months preceding the application for renewal. Establishes different requisite number of hours for different classes of insurance. Establishes the insurance licensing administration special fund administered by the insurance commissioner. Allows the commissioner to hire support staff. Annual report to the legislature. Fund also used to compensate or reimburse the administrative personnel and licensing personnel. -- Exempts the Hawaii employers, mutual insurance company, inc., from the levy on insurers of employers insured under security for payment of compensation provisions. -- Increases insurance fees and designates fees to go to the fund. Establishes an assessment on all insurers, general agents, subagents, nonresident agents and brokers, solicitors, adjusters, limited licensees, managing general agents and designated representatives. Appropriation. (\$\$) -- HB1071 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Yoshinaga T, Menor R, Yamane B -- Catalani I, Lee M, Marumoto B, Suzuki N, Whalen P

Apr=19 99 Conference Committee: Senate Members: Taniguchi B, Kanno B, Fukunaga C, Levin A -- Anderson W, Bunda R

HB1073 HD1 SD2 (SSCR 1578)

RELATING TO TELEMARKETING FRAUD. House Speaker Say (BR) (586-6100)

Establishes the telemarketing fraud prevention law. Provides criteria for unfair deceptive acts or practices and abusive telemarketing acts or practices. Requires every telephone solicitor to keep true and accurate records of all telemarketing activities in this State or directed to consumers located in this State. Records shall be made available to the department of commerce and consumer affairs, the attorney general or any governmental entity with authority to enforce telemarketing fraud. Provides that records shall be kept for 2 years. Provides exemptions. Provides that a contract or agreement made as a result of telemarketing activity that is in violation is voidable by the consumer for any reason at any time, shall not be enforced against the consumer, and any debt arising therefrom shall not be reported to a credit reporting agency. -- HB1073 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Menor R, Hamakawa E -- Lee M, Thielen C

Apr=19 99 Conference Committee: Senate Members: Taniguchi B, Kanno B, Matsunaga M -- Ihara L, Slom S

HB1078 HD2 (HSCR 1068)

RELATING TO BUSINESS REGISTRATION. House Speaker Say (BR) (586-6100)

Amends the Hawaii business corporation and nonprofit corporation Act. Establishes provisions requiring each corporation to continuously maintain a registered office and registered agent. Includes domestic limited liability partnerships and foreign limited liability partnerships under the corporation Act. Allows corporations or partnerships to amend and restate its articles of incorporation at any time and deliver it to the director of commerce and

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consumer affairs for filing. Requires a statement that a plan of merger, or a plan of consolidation be approved and signed by the board of directors of each corporation or partnership involved in the merger or consolidation. Provides that the involuntary dissolution of a corporation or partnership after July 1, 1999, may be reinstated by the director upon application within 2 years. -- HB1078 HD2

Mar=23 99 Passed Second Reading Senate

Mar=23 99 Referred to WAM (586-6890 or 586-6760)

HB1080 HD2 SD1 (SSCR 970)

RELATING TO THE NAMES OF CORPORATIONS, PARTNERSHIPS, AND LIMITED LIABILITY COMPANIES. House Speaker Say (BR) (586-6100)

Amends the Hawaii business corporation Act, professional corporation Act, nonprofit corporation Act, partnerships, uniform limited partnership Act, and uniform limited liability company Act to establish provisions for administrative order of abatement for infringement of corporate name. -- HB1080 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Herkes R, Menor R, Luke S -- Morita H, Thielen C

Apr=19 99 Conference Committee: Senate Members: Taniguchi B, Kanno B, Matsunaga M -- Slom S

HB1083 HD2 SD1 (SSCR 971)

RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS.

House Speaker Say (BR) (586-6100)

Repeals the provisions that the director of commerce and consumer affairs shall also be the commissioner of securities. Amends the compliance resolution fund to include all revenues, fees, and fines of the department of commerce and consumer affairs. Unencumbered balances of the cable television fund, the division of consumer advocacy fund, the financial institutions examiners' revolving fund, and the special handling fund shall be deposited to the compliance fund. Exempts the drivers education fund underwriters fee, insurance premium taxes and revenues, revenues of the workers compensation special fund, the captive insurance administrative fund, the insurance commissioner's education and training fund, the medical malpractice patients' compensation fund, the insurance examiners' revolving fund, the motor vehicle insurance administration revolving fund, and fees collected for deposit into the office of consumer protection restitution fund, the real estate appraisers fund, the real estate recovery fund, the real estate education fund, the contractors recovery fund, the contractors education fund, the condominium management education fund and the public broadcasting revolving fund. Provides that moneys in the fund shall be used to fund the operations of the department, except for the costs related to the Hawaii public broadcasting authority. Exempts the fund from contributing to central service and administrative expenses of the government. Includes compliance resolution to mean a determination of whether work involved in or supporting the functions of, licensing or registration of individuals or companies regulated by the department, consumer protection, and other activities of the department. Exempts the fund from contributing to central service and administrative expenses of the government. -- Repeals provisions requiring fees for preparing a certificate of compliance to be deposited into the compliance resolutions fund, rather than the special fund. -- Amends provisions relating to mortgages that before engaging in activities in this state, a foreign lender shall execute and file a statement with the commissioner of financial institutions, along with a registration fee. Requires the fee and other related charges to be deposited into the compliance fund, rather than the financial institution examiners' revolving fund. -- Amends provisions relating to fees and assessments of the code of financial institutions by requiring all examination fees and expenses, fees collected in connection with regulatory functions, including renewals,

HOUSE BILLS WHICH PASSED THIRD READING

applications, licenses, and charters, and administrative fines for failure to make payment, to be deposited into the compliance resolution fund, rather than the financial institution examiners' revolving fund. Repeals the financial institution examiners' revolving fund and replaces it with the compliance resolution fund. Allows the commissioner to adjust the annual examination fee. -- Requires the public utilities commission, the commissioner of financial institutions, each financial institutions subject to examination, and annual fees of cable operators and fees of licensed escrow depositories to deposit moneys collected into the compliance resolution fund. -- Repeals special handling fees to be credited to the special fund. -- Amends provisions relating to trade marks, prints, and trade names. -- Amends Act 216, session laws of 1997 and Act 142, session laws of 1998. -- HB1083 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Menor R, Kawakami B -- Auwae E, Chang J, Takumi R, Yamane B

Apr-19 99 Conference Committee: Senate Members: Taniguchi B, Kanno B, Fukunaga C, Levin A -- Slom S

HB1105 HD2 (HSCR 1040)

RELATING TO CLAIMS AGAINST THE GOVERNMENT BASED ON YEAR 2000 ERRORS BY COMPUTER-BASED SYSTEMS. House Speaker Say (BR) (586-6100)

Amends the state tort liability law by excluding any claims arising out of a year 2000 (Y2K) error produced, calculated, or generated by a government computer system or other computer based system, regardless of the cause for the year 2000 error. -- Changes the government computer system and year 2000 compliance law to the claims against government arising out of or relating to year 2000 errors law. Provides that no action suits, including, without limitation, any action for declaratory or injunctive relief to be brought against the State, county, a board, or a government employee arising out of or relating to a year 2000 error produced, calculated or generated by a government computer system or other computer based system, regardless of cause. Provides similar immunity for any person arising out of or relating to a year 2000 error by a government computer system. -- Provides that amendments to the state tort liability and the claims against government arising out of year 2000 errors provisions are intended and shall apply retroactively as of the effective date of Act 213, session laws of 1998. Provisions to be repealed on December 31, 2010 (sunset). -- HB1105 HD2

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to EDU/ JDC/ then WAM (586-6230)

HB1136 HD2 (HSCR 818)

RELATING TO THE DRUG FORMULARY. House Speaker Say (BR) (586-6100)

Amends drug product selection provisions to allow the board of health to adopt the Orange Book and its supplements as the state drug formulary of equivalent drug products. Defines the Orange Books as the Approved Drug Products with Therapeutic Equivalence Evaluations, consisting of drug products that the Commissioner of Food and Drugs, US Food and Drug Administration, has approved to be safe and effective and therapeutically equivalent generic drug product. Also allows the board to establish and maintain as rules a Hawaii additions and deletions list. Prohibits a pharmacist to substitute an equivalent drug product for any prescription for an anti epileptic drug. Requires pharmacists to obtain, maintain, and update the Book, and obtain the additions and deletions list. Requires the department of health to provide public education on this matter. -- HB1136 HD2

Mar=09 99 Introduction/Passed First Reading - Senate

Mar=09 99 Single Referral to HHS (586-6130)

HB1139 HD1 (HSCR 444)

RELATING TO CLINICAL LABORATORY PERSONNEL. House Speaker Say

HOUSE BILLS WHICH PASSED THIRD READING

(BR) (586-6100)

Amends provisions to allow the department of health, with approval of the governor, to adopt rules for public health or safety for occupations or practices of clinical laboratory directors, clinical laboratory scientists (medical technologists), clinical laboratory specialists, clinical laboratory cytotechnologists, and clinical laboratory technicians. -- HB1139 HD1

Mar=05 99 Introduction/Passed First Reading - Senate

Mar=05 99 Single Referral to HHS (586-6130)

HB1144 HD1 (HSCR 750)

RELATING TO THE TRAINING OF EMERGENCY MEDICAL SERVICES PERSONNEL. House Speaker Say (BR) (586-6100)

Amends the department of health duties to include the review and approval of the curricula and syllabi of training courses offered to emergency medical services personnel who provide basic, intermediate, and advanced life support.

Requires the university of Hawaii to provide such training and courses. -- HB1144 HD1

Mar=09 99 Introduction/Passed First Reading - Senate

Mar=09 99 Single Referral to HHS (586-6130)

HB1145 SD2 (SSCR 1525)

MAKING AN EMERGENCY APPROPRIATION FOR EMERGENCY MEDICAL SERVICES. House Speaker Say (BR) (586-6100)

Appropriation to the department of health for the payment of additional emergency medical services contract costs resulting from increases in collective bargaining costs for emergency medical ambulance personnel of the city and county of Honolulu, Maui county, and Kauai county. (\$\$) -- HB1145 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr=19 99 Conference Committee: Senate Members: Chun Oakland S, Kawamoto C, Fukunaga C, Levin A -- Bunda R, Slom S, Taniguchi B

Apr-19 99 Conference Committee: House Members: Santiago A, Takamine D -- Marumoto B

HB1149 HD1 SD1 (SSCR 1159)

MAKING AN EMERGENCY APPROPRIATION FOR THE HAWAII HEALTH SYSTEMS CORPORATION. House Speaker Say (BR) (586-6100)

Appropriation to Hawaii health systems corporation to meet year 2000 (Y2K) compliance for systems and equipment, and to reduce workers' compensation costs. (\$\$) -- HB1149 SD1

Apr-09 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Santiago A, Takamine D -- Kawakami B, Meyer C, Yamane B

Apr=19 99 Conference Committee: Senate Members: Chun Oakland S, Fukunaga C, Levin A -- Anderson W

HB1157 HD2 (HSCR 832-00)

RELATING TO THE MEDICAL USE OF MARIJUANA. House Speaker Say (BR) (586-6100)

Establishes provisions relating to the medical use of marijuana. Allows any qualifying patient, who has obtained written documentation from a physician, or a qualifying patient's primary caregiver, to engage in the medical use or distribution of marijuana. Extends the legal protections for the patient for the medical use and for administration of marijuana to a patient's primary care giver. Protects a physician from arrest or prosecution for providing a written documentation. Establishes restrictions for patients under 18 years of age. -- Requests the US Congress and the President of the US to enact appropriate legislation to permit marijuana to be prescribed by physicians and to allow the states to develop regulations to ensure a safe, affordable, and controlled supply of marijuana for medical use. -- HB1157 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to HHS then JDC (586-6130)

HOUSE BILLS WHICH PASSED THIRD READING

- HB1160 HD1 SD2 (SSCR 1598) RELATING TO EMPLOYMENT SECURITY APPEALS. House Speaker Say (BR) (586-6100)
Amends provisions relating to the employment security law. Allows a fair hearing to take place either in person, by telephone, by videoconference, or by other suitable communication device or technology. Provides that the hearing shall be heard in the county in which the hearing officer is located. Allows a hearing outside the county which the appeal was filed if the party fails to make a timely objection. Adds that the department may, by its rules, provide for the taking of depositions. -- HB1160 SD2
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Yoshinaga T, Hamakawa E -- Auwae E, Catalani I, Takai K
Apr=19 99 Conference Committee: Senate Members: Nakata B, Matsunaga M -- Kanno B, Slom S
- HB1172 HD2 SD1 (SSCR 940) RELATING TO THE BUREAU OF CONVEYANCES. House Speaker Say (BR) (586-6100)
Establishes provision relating to recording fees received at the bureau of conveyances. Requires all conveyance taxes collected to be paid into the state treasury to the credit of the bureau of conveyances special fund. -- Establishes the bureau of conveyances special fund to be used for the planning, improving, developing, operating, and maintaining of the recording systems, staff and administrative costs. Requires the registrar of conveyance to deposit 15 dollars from each remittance made from fees collected for the recording of documents at the bureau of conveyances into the state general fund and the remaining balance, other than the special mortgage recording fee and conveyance tax collected into the bureau of conveyances special fund. Repeals Act 203, session laws of 1997. Requires the director of finance to transfer unexpended balance, including encumbrances and accrued liabilities, of the equipment modernization special fund on June 30, 1999 to the credit of the bureau of land and natural resources (\$\$) -- HB1172 SD1
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Cachola R, Takamine D -- Garcia N, Kanoho E, Kawakami B, Moses M
Apr=19 99 Conference Committee: Senate Members: Hanabusa C, Fukunaga C, Levin A -- Anderson W, Chun J, Nakata B, Tanaka J
- HB1173 HD1 SD1 (SSCR 992) RELATING TO BOATING ENFORCEMENT. House Speaker Say (BR) (586-6100)
Establishes provision relating to enforcement in ocean recreation and coastal areas. Authorizes the board of land and natural resources to grant harbor agents and recreational harbor managers, in addition to conservation and resources enforcement officers to enforce boating and ocean recreation laws and related rules. Requires that harbor agents and managers not to bear firearms. Provides that the fullest possible cooperation shall be given to appropriate officers and agencies of the US. -- HB1173 SD1
Mar=24 99 Passed Second Reading Senate as amended (SD1)
Mar=24 99 Referred to WLH (586-7793)
- HB1210 HD1 (HSCR 942) RELATING TO MOTOR VEHICLE DRIVER LICENSING. House Speaker Say (BR) (586-6100)
Allows the director of transportation to enter into a driver's license reciprocity agreement with a foreign jurisdiction to exempt drivers from the Hawaii road test if they are licensed by the foreign jurisdiction to operate class 1, 2, or 3 or a combination of these categories and are 18 years of age and over. -- HB1210 HD1
Mar=25 99 Passed Second Reading Senate
Mar=25 99 Referred to JDC (586-6030 or 586-7100)

HOUSE BILLS WHICH PASSED THIRD READING

HB1237 HD2 (HSCR 1088)	<p>RELATING TO FIREWORKS. Representative P. Oshiro (586-6360)</p> <p>Establishes provision relating to fireworks certificates of use. Provides that the counties may further regulate the use of non aerial common fireworks through the issuance of certificates of use. Provides criteria. -- Amends provisions relating to license or permit required, permits and penalty. Provides that any person setting off, igniting, discharging, selling, purchasing, transferring or possessing aerial common fireworks without a license or permit shall be guilty of a misdemeanor. -- HB1237 HD2</p> <p>Mar=11 99 Introduction/Passed First Reading - Senate</p> <p>Mar=11 99 Single Referral to TIA/ JDC/ (586-6970)</p>
HB1267 HD1 SD2 (SSCR 1544)	<p>RELATING TO FORECLOSURES. Representative Cachola (586-6110)</p> <p>Amends provisions relating to the alternate power of sale foreclosure process, notice of default, date, place of public sale, conveyance of property on payment of purchase price, affidavits after public sale, and public information requirement. Changes the date by which a default must be cured from 60 to ____ days. Requires the foreclosing mortgagee to include public information with the 1st notice of default. Changes date of public sale to 45 days after notice. Repeals foreclosure under power of sale, notice to mortgage creditors, notice, construction, contents, affidavit as evidence, and application of this part provisions. -- HB1267 SD2</p> <p>Apr-15 99 House Disagrees to Senate amendments</p> <p>Apr-19 99 Conference Committee: House Members: Menor R, Hamakawa E -- Chang J, Pendleton D</p> <p>Apr=19 99 Conference Committee: Senate Members: Kanno B, Taniguchi B, Chumbley A, Matsunaga M -- Anderson W, Bunda R</p>
HB1274 HD2 SD1 (SSCR 1022)	<p>RELATING TO TRAUMATIC BRAIN INJURY. Representative Yamane (586-8515)</p> <p>Establishes the office of the project coordinator for the development of a traumatic brain injury statewide strategic plan, within the department of health, who shall be an employee of the department and shall work with the traumatic brain injury state advisory board to develop the plan. Appropriation. Requires funds to be used to qualify for matching 1 dollar state to 2 dollar grants from other sources. (\$\$) -- HB1274 SD1</p> <p>Mar=24 99 Passed Second Reading Senate as amended (SD1)</p> <p>Mar=24 99 Referred to WAM (586-6890 or 586-6760)</p>
HB1275 HD1 (HSCR 409-00)	<p>RELATING TO HOSPITAL VIOLENCE. Representative Lee (586-9460)</p> <p>Amends the hospitals and medical facilities provisions to require every hospital to conduct a security and safety assessment to examine trends of aggressive or violent behavior at the hospital. Requires hospitals to develop a security plan with measures to protect personnel, patients, and visitors from incidents of aggressive or violent behavior. Establishes guidelines for the plan. Requires hospitals to provide sufficient personnel to provide security according to the plan developed. Establishes incident reporting requirements and exempts the hospital administrator who reports a known or suspected instance of criminal assault from civil liability. Provides that any individual knowingly interfering with or obstructing the lawful reporting process shall be guilty of a misdemeanor. -- HB1275 HD1</p> <p>Mar=09 00 Introduction/Passed First Reading - Senate</p> <p>Mar=09 00 Multiple Referral to HHS then JDC (586-6130)</p>
HB1276 HD1 SD2 (SSCR 1604)	<p>RELATING TO CONDOMINIUMS. Representative Lee (BR) (586-9460)</p> <p>Establishes provisions relating to an appraisal method for cooperative housing corporation and condominium lease to fee conversion. Provides a fair market value conversion standard for a fee simple owner to offer the leased fee interest</p>

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in residential real property to be purchased by a lessee. -- Amends provision relating to the contents of condominium bylaws. Authorizes the association of apartment owners to purchase, or amend bylaws to authorize purchase, the lessor's interest in the condominium project. Provides that after purchase, the association may purchase, acquire, own, improve, use and otherwise deal in and with the lease fee interest to the land, incur liabilities, assess as a common expense the expenses incurred in acquiring the leased fee interest, and to sell the leased fee interest appurtenant to a condominium unit to any condominium unit lessee or subsequent purchaser. Prohibits compelling a lessee to purchase the portion of the leased fee interest, may instead pay lease rent to the association. Defines lessor. -- Establishes provision relating to condominium property regimes to require mortgage holders, court appointed receivers, or commissioners to pay to the association of apartment owners the current common expenses chargeable to the apartment, if they collect rent on any apartment which is in foreclosure. Provides criteria. -- Amends provision relating to the real estate commission. Provides that at least 2 of the 11 members shall be apartment owners of units in condominium property regimes who represent the interests of condominium governance organizations. -- Amends provision relating to the management of the condominium management education fund. Requires moneys be exclusively used to carry out the commission's responsibilities. -- Establishes provisions relating to the termination of utilities for nonpayment of common expenses by a apartment owner. Requires 30 days notice prior to termination of utilities and that all services be restored upon payment of assessmenmajority vote of those attending an annual or special meeting of an association of apartment owners or written consent of a majority of apartment owners. -- Amends provisions relating to priority of lien for apartment common expenses. Provides that liens by the association of apartment owners shall be ____ to any mortgages recorded after the effective date of this Act. Provides criteria. Provides that the mortgagee of record or other purchaser shall be deemed to acquire title and required to pay common expenses at the time the sale is confirmed. -- Amends provisions relating to an association of apartment owners funds, handling and disbursement. Authorizes deposits into credit unions. Requires all funds invested be held by the US treasury or held by a broker registered with the Securities and Exchange Commission, have an office in Hawaii and the accounts are held by member firms of the New York Stock Exchange or National Association of Securities Dealers and insured by the Securities Insurance Protection Corporation. Requires funds be invested only in demand deposits, investment certificates and certificates of deposit, and that obligations be of the US or state of Hawaii and their respective agencies. Requires obligations have stated maturities of no more than 10 years of purchase date, or mutual funds comprised solely of investments in obligations of the US or of the state of Hawaii. -- HB1276 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Menor R -- Cachola R, Lee M, Whalen P

Apr=19 99 Conference Committee: Senate Members: Tam R, Fukunaga C, Levin A -- Anderson W, Hanabusa C, Ihara L, Matsunaga M

HB1282 SD1 (SSCR 1193)

RELATING TO THE HONOKAA-PAAULIO IRRIGATION DISTRICT.

Representative Takamine (586-6200)

Appropriation to the department of agriculture to establish the irrigation district, fund the contract extension, and defray the cost of setting and collecting water tolls for the 1999 - 2000 fiscal year. Provides that the provisions relating to irrigation projects being self supporting shall not apply between the effective date to July 1, 2001, and that the revenues collected from the water tolls during the interim period be deposited into the irrigation system revolving fund until the irrigation district administrative rules have established the water tolls and

HOUSE BILLS WHICH PASSED THIRD READING

assumed the management of the irrigation district operations, and that any unencumbered balances be transferred into the general fund. (\$\$) -- HB1282 SD1

Mar=25 99 Passed Second Reading Senate as amended (SD1)

Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB1298

RELATING TO BURIALS. Representative Garcia (586-8490)

Appropriation to the department of defense to provide financial assistance for the proper burial of Filipino veterans of World War II. (\$\$) -- HB1298

Mar=25 99 Passed Second Reading Senate

Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB1344 HD1 (HSCR 913)

RELATING TO ATTORNEYS' FEES. Representative Whalen (586-9385)

Amends provision relating to costs, expenses and legal fees in condominium property regime matters. Provides that an arbitrator may award reasonable attorneys' fees, not to exceed 25 per cent of damages awarded. -- HB1344 HD1

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to GOH then JDC (586-6450)

HB1352 HD1 (HSCR 838)

MAKING AN APPROPRIATION FOR OCEANOGRAPHIC RESEARCH.

Representative Morihara (586-6330)

Appropriation to the university of Hawaii for the operation of the AGOR-26 oceanographic research vessel, including marine operations and shore side support, student research cruises, marine instrument development, and other sea going activities. (\$\$) -- HB1352 HD1

Mar=09 99 Introduction/Passed First Reading - Senate

Mar=09 99 Multiple Referral to EDU then WAM (586-6230)

HB1367 HD2 SD1 (SSCR 1023)

MAKING APPROPRIATIONS FOR THE PROTECTION OF CHILDREN AND FAMILIES. Representative Arakaki (586-6050)

Authorizes the department of health to establish and fill 1 and 1/2 full time equivalent (1.5 FTE) permanent professional positions exempt from civil service and compensation laws to assure continuous implementation of the child death review teams. Appropriation to the department of health to fill positions, to fill 11 public health nursing positions for the implementation of the medical and health case management system, for the Hawaii Children's trust fund, for the Healthy start program for services for families identified as at risk, to provide substance abuse treatment services for pregnant and parenting women and their families, and to increase the capacity of the parent line and home reach services to properly meet the needs of the community. Authorizes the department of the attorney general to establish and fill 3 full time equivalent (3.0 FTE) permanent deputy attorney general positions exempt from civil service and compensation laws for the family law division, provided that the department of human services shall annually reimburse the department of the attorney general 60,000 dollars or 33 1/3 per cent of the total appropriation. Appropriation to the department of the attorney general. Authorizes the department of human services to establish and fill 1 half time equivalent (0.5 FTE) permanent physician position exempt from civil service and compensation laws for ongoing consultation and forensic review of cases to prevent further child abuse and neglect, provided that funds be allocated to a child protection multidisciplinary team for the implementation of the medical and health case management system. Appropriation to the department of human services to fill position, to provide substance abuse treatment services for pregnant and parenting women and their families, for staffing and services for the neighborhood places, for foster parent training, and to increase foster board payments for children with special needs. (\$\$) -- HB1367 SD1

Apr-09 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Santiago A, Arakaki D,

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Hamakawa E, Yamane B -- Marumoto B

Apr=19 99 Conference Committee: Senate Members: Chun Oakland S, Levin A
-- Anderson W

HB1380 HD1 SD1 (SSCR 956)

MAKING AN INTERIM APPROPRIATION FOR THE DEPARTMENT OF AGRICULTURE, AGRICULTURAL RESOURCE MANAGEMENT DIVISION. Representative Abinsay (586-6010)

Appropriation to the department of agriculture to be used by the agricultural resource management division for an interim subsidy to the irrigation system revolving fund until a water toll increase is put into effect. (\$\$) -- HB1380 SD1
Mar=23 99 Passed Second Reading Senate as amended (SD1)
Mar=23 99 Referred to WAM (586-6890 or 586-6760)

HB1387 HD2 (HSCR 541-00)

RELATING TO NURSES. Representative Okamura (586-6340)

Amends provision relating to the board of nursing by adding 1 member and that 1 member be an advanced practice nurse, 1 member be a licensed practical nurse, and 2 be public members. -- HB1387 HD2
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to HHS then CPN (586-6130)

HB1403 HD1 SD1 (SSCR 1143)

RELATING TO HUNTING. Representative Takamine (586-6200)

Establishes a state hunting advisory council on the island of Maui, Molokai, Lanai, Oahu, and Kauai and 2 chapters on the island of Hawaii. Requires the council to seek assistance from administrators of the divisions of forestry and wildlife, conservation and enforcement and members of the board of land and natural resources, and to advise the board of land and natural resources, the department of land and natural resources, and others on matters affecting hunting on each island and throughout the State. -- HB1403 SD1
Mar=25 99 Passed Second Reading Senate as amended (SD1)
Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB1411 HD1 SD1 (SSCR 1471)

RELATING TO ACUPUNCTURE PRACTITIONERS. Representative Luke (BR) (586-8530)

Amends provisions relating to qualifications for acupuncture practitioners' examination by requiring the applicant to show satisfactory proof to the board of acupuncture of academic and clinical training beginning July 1, 2001, rather than September 1, 2000. -- HB1411 SD1
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Menor R -- Cachola R, Garcia N, Herkes R, Whalen P
Apr=19 99 Conference Committee: Senate Members: Kanno B, Taniguchi B -- Bunda R, Slom S

HB1436 HD1 (HSCR 168)

RELATING TO LEGISLATIVE FISCAL AND BUDGET ANALYSIS. House Speaker Say (BR) (586-6100)

Establishes provisions relating to special and revolving funds. Provides that within 5 days after the deadline for the introduction of bills in each regular legislative session, the clerks of each house shall transmit to the office of the legislative analysts for analysis, copies of all legislative bills that were introduced in their respective houses during session, proposing to establish new special or revolving funds. Provides criteria to be used by the office of the legislative analyst in analyzing each legislative bill. Requires each analysis to set forth the probable effects of the proposed fund and to assess alternative forms of funding. Report to the legislature. Repeals provisions relating to new special or revolving funds from the responsibility of the legislative auditor. Requires the auditor to continue to analyze and assess the impact of proposed special and revolving funds until the office of the legislative analyst is funded and operational. -- HB1436 HD1

HOUSE BILLS WHICH PASSED THIRD READING

Mar=09 99 Introduction/Passed First Reading - Senate
Mar=09 99 Single Referral to WAM (586-6890 or 586-6760)

HB1457

RELATING TO THE TRAFFIC CODE. House Speaker Say (BR) (586-6100)
Changes the violation for spilling loads on highways to be considered an offense as defined under the penal code. -- HB1457
Mar=22 99 Passed Second Reading Senate
Mar=22 99 Referred to JDC (586-6030 or 586-7100)

HB1460 HD2 SD2 (SSCR 1465)

MAKING AN APPROPRIATION FOR THE EXPANSION OF THE VIDEO ARRAIGNMENT AND CONFERENCING SYSTEM. House Speaker Say (BR) (586-6100)
Appropriation to the judiciary for the expansion of a video arraignment and conferencing system in the circuit court of the 3rd circuit and the Halawa correctional facility. Requires all funds awarded by grant to the judiciary through the Edward Byrne memorial state and local law enforcement assistance formula program to be applied to offset the cost for the implementation of this video arraignment and conferencing project. (\$\$) -- HB1460 SD2
Apr-15 99 House Disagrees to Senate amendments
Apr-19 99 Conference Committee: House Members: Garcia N, Hamakawa E, Kanoho E -- Pendleton D
Apr=19 99 Conference Committee: Senate Members: Chumbley A, Matsunaga M, Levin A -- Anderson W, Tanaka J

HB1464 HD1 (HSCR 729)

RELATING TO THE PRIMARY ELECTION DATE. House Speaker Say (BR) (586-6100)
Amends elections law by requiring the primary election for each precinct to be held on the 4th Saturday in August in every even numbered year. -- HB1464 HD1
Mar=03 99 Introduction/Passed First Reading - Senate
Mar=03 99 Single Referral to JDC (586-6030 or 586-7100)

HB1469

RELATING TO ELECTIONS. House Speaker Say (BR) (586-6100)
Amend provisions relating to elections. Requires that the party received at least 4 per cent of all the votes cast for all offices of state senator statewide, at least 4 per cent of all the votes cast for all offices of state representative statewide, or 2 per cent of all the votes cast for all the state senate offices and state representative offices combined statewide or be disqualified. -- HB1469
Mar=03 99 Introduction/Passed First Reading - Senate
Mar=03 99 Single Referral to JDC (586-6030 or 586-7100)

HB1491 HD1 (HSCR 869)

RELATING TO SUBPOENAS. House Speaker Say (BR) (586-6100)
Amends provision relating to the requirements for governmental access. Requires a provider of electronic communication or remote computing services to disclose records when presented with an administrative subpoena, grand jury or trial subpoena, which seeks the disclosure of subscriber or customer information. -- HB1491 HD1
Mar=11 99 Introduction/Passed First Reading - Senate
Mar=11 99 Single Referral to JDC (586-6030 or 586-7100)

HB1501 HD1 (HSCR 921)

RELATING TO WIRETAPPING AND ELECTRONIC SURVEILLANCE. House Speaker Say (BR) (586-6100)
Establishes wiretapping and electronic surveillance law in conformance with federal law. Prohibits the intentional unlawful intercepting, attempting to intercept, or procurement of another person to intercept any wire, oral, or electronic communication. Prohibits any person from intentionally using or disclosing information obtained through the interception of a wire, oral, or electronic communication. -- Prohibits the manufacture, distribution,

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possession, and advertising of wire, oral, or electronic communication intercepting devices. Provides criteria. Provides exceptions. -- Provides that any unlawful wiretapping and electronic surveillance device shall be subject to seizure and forfeited. -- Prohibits intercepted wire or oral communication to be used as evidence. -- Authorizes judges to order the interception of a wire, oral, or electronic communication. Requires that the order be made in writing upon oath or affirmation to a designated judge. Allows the attorney general or prosecuting attorney of a county to obtain an order by a judge authorizing the interception, disclosure, and use of wire or oral communications by an investigative or law enforcement officer. Provides criteria. -- Requires that the attorney general, prosecuting attorney, or the issuing or denying judge of an order relating to the expiration, extension, or denial of an order approving interception shall submit to the administrative director of the courts reports related to intercepted wire, oral, and electronic communications and the number of resulting arrests and convictions. Provides criteria. Requires the attorney general and the county prosecutors to annually report to the administrative director of the courts, and the administrative director to report to the legislature in March of each year. -- Provides that any person whose wire, oral, or electronic communication is intercepted may recover civil damages. -- Allows the attorney general to initiate a restraining order, prohibition, or injunction against illeg -- Establishes provision relating to unlawful access to stored communications services. Provides that a government entity may require, in its subpoena or court order that a service provider create a backup copy of the contents of the electronic communications. -- Provides for mobile tracking devices. Establishes provision relating to the issuance of orders for a pen register or a trap and trace device. Provides criteria. Prohibits the use or installation of a pen register or a trap and trace device without a court order. Requires the attorney general to record the number of pen register or trap and trace devices ordered. Annual report to the legislature. -- Amends provision relating to appeals taken by and on behalf of the state from the district or circuit courts to the supreme court, to include denied applications for orders of approval or authorization of the interception of a wire, oral, or electronic communication that have been denied. -- Repeals provision relating to electronic eavesdropping. -- HB1501 HD1

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB1528 HD2 SD1 (SSCR 1036)

RELATING TO PENALTIES AND PROCEDURES ON ARREST. House Speaker Say (BR) (586-6100)

Amends provision relating to the traffic code requirement that every licensee have a valid driver's license in their immediate possession to require every driver to have a valid driver's license in their immediate possession. Allows rather than requires that if a law enforcement officer finds a motor vehicle in operation by a driver not in possession of a valid driver's license or the motor vehicle liability insurance identification card to issue a citation. Establishes penalties. -- HB1528 SD1

Mar=25 99 Passed Second Reading Senate as amended (SD1)

Mar=25 99 Referred to JDC (586-6030 or 586-7100)

HB1529 HD1 (HSCR 916)

RELATING TO ROBBERY. House Speaker Say (BR) (586-6100)

Amends the provisions relating to robbery in the 1st degree in which a person is armed with a dangerous instrument, by including a person who threatens imminent use of force against the person of anyone present with intent to take or escape with property. -- Amends provision relating to robbery in the 2nd degree, by including a person who threatens imminent use of force against the person of anyone present with intent to take or escape with property. -- HB1529 HD1

Mar=11 99 Introduction/Passed First Reading - Senate

HOUSE BILLS WHICH PASSED THIRD READING

Mar=11 99 Single Referral to JDC (586-6030 or 586-7100)

HB1541 HD1 (HSCR 780)

RELATING TO PAWNBROKERS. House Speaker Say (BR) (586-6100)

Amends provisions relating to county licenses of pawnbrokers. Prohibits pawnbrokers to accept motor vehicles or the registration of motor vehicles as evidence of possession of pledged goods. Allows the chief of police in each county to require that all pawn transaction agreements and all purchases of merchandise for resale be on a computerized form authorized by the chief. Requires the pawnbroker to provide the customer with a signed copy of the pawn transaction agreement or with a signed copy of the purchase for resale agreement. -- Amends provisions relating to record of transactions of metal and gem dealers by requiring requested records to be transmitted to the chief of police, or the chief's representative, at a method to be determined at the discretion of the county chief of police. -- HB1541 HD1

Mar=09 99 Introduction/Passed First Reading - Senate

Mar=09 99 Multiple Referral to TIA then CPN (586-6970)

HB1593 HD1 SD2 (SSCR 1596)

RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE.

Representative Kanoho (586-6270)

Amends provision relating to the public procurement code. Provides that the chief procurement officers of the Honolulu board of water supply, the Kauai department of water, and the Maui department of water supply shall be the respective managers, directors, or chief engineers of the departments or boards of water supply, or as designated by county charter. Provides that the manager of the Hawaii department of water supply shall be the chief procurement officer for the Hawaii department of water supply, or as designated by county charter. -- Establishes provision relating to project labor agreements in the Hawaii public procurement code. Authorizes procurement officers to condition the award contracts for construction to require bidders to negotiate or become a party to a project labor agreement with union or nonunion contractors and laborers, and be bound by provisions. Requires the bidder and all subcontractors to be signatories, and agreement to include applicable terms of the standard industry wide collective bargaining agreements. Provides that the contract award shall be made to the lowest responsible and responsive bidder who either, becomes a signatory to a project labor agreement or provides documentation to the chief procurement officer that for the duration of the contract those employed and all subcontractors will abide and be bound. Requires the department of accounting and general services report to the legislature prior to the convening of the 2003 regular session. -- Amends provisions relating to the Hawaii public procurement code definitions, by including state contractor, state subcontractor and state resident. Amends provisions relating to preference to bidders on state agency contracts. Requires contractors to qualify for public works projects, to agree to hire qualified state subcontractors. Provides criteria. Provides that a contractor who cannot hire a technically qualified state subcontractor and hires out of state, shall have bid preference reduced by the percentate subcontractors hired. -- Requires the comptroller to report to the legislature. -- HB1593 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Herkes R, Cachola R, Yoshinaga T, Luke S -- Meyer C

Apr=19 99 Conference Committee: Senate Members: Kawamoto C, Tam R -- Bunda R, Hanabusa C, Iwase R

HB1596 HD2 (HSCR 1050)

AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR HOUSING. House Speaker Say (586-6100)

Authorizes the issuance of general obligation bonds for appropriation to the housing and community development corporation of Hawaii for the OR&L (Oahu Railway and Land) building for design for the renovation and

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construction of low and moderate income housing and / or state offices. (\$\$) --
HB1596 HD2

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to GOH then WAM (586-6450)

HB1620 HD1 SD2 (SSCR 1519)

RELATING TO HEALTH CARE COMMUNITIES. Representative M. Oshiro (586-8505)

Amends the housing and community development corporation of Hawaii law to establish health care communities. Allows the corporation to participate with private sector entities to develop health care communities in the State. Defines health care community to mean a master planned health care center and retirement community that generally includes such facilities as a medical mall, a medical technology park, medical related residential areas, and general residential and commercial areas. Requires the private sector to develop a master plan for the health care community. Authorizes the corporation to establish a loan program for private businesses for the construction of the health care community. Establishes a health community revolving fund. Authorizes the issuance of general obligation bonds to the corporation for appropriation for the health care community. Act to be repealed July 1, 2006 (sunset). (\$\$) -- HB1620 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Herkes R, Luke S -- Halford C, Saiki S

Apr=22 99 Conference Committee: Senate Members: Chun Oakland S, Fukunaga C, Levin A -- Anderson W, Bunda R, Iwase R

HB1623 HD1 SD1 (SSCR 1202)

RELATING TO CAPTIVE INSURANCE. Representative Menor (BR) (586-6150)

Establishes classes of captive insurers and minimum capital or surplus requirements for each class. Defines leased capital facility. Amends Act 190, session laws of 1994, as amended by Act 61, session laws of 1995, as amended by Act 232, session laws of 1995, and as amended by Act 358, session laws of 1997. -- HB1623 SD1

Apr-06 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Menor R -- Cachola R, Herkes R, Lee M, Whalen P

Apr=19 99 Conference Committee: Senate Members: Taniguchi B, Kanno B -- Slom S

HB1624 HD2 SD1 (SSCR 949)

RELATING TO CAPTIVE INSURANCE. Representative Menor (BR) (586-6150)

Repeals captive insurance company license and renewal fees. Requires the insurance commissioner to set fees. Also allows the commissioner to set fees for the issuance of other documents. -- HB1624 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Menor R, Yamane B -- Morita H, Suzuki N, Thielen C

Apr=19 99 Conference Committee: Senate Members: Taniguchi B, Kanno B, Fukunaga C, Levin A -- Bunda R, Slom S

HB1632 HD3 (HSCR 814)

RELATING TO AGRICULTURE. Representative Abinsay (586-6010)

Appropriation to the department of agriculture to develop new markets and expand existing markets for Hawaii's papaya industry. Requires 1 dollar from the Papaya Administrative Committee. (\$\$) -- HB1632 HD3

Mar=23 99 Passed Second Reading Senate

Mar=23 99 Referred to WAM (586-6890 or 586-6760)

HB1636 HD2 SD1 (SSCR 1080)

RELATING TO TRAFFIC ENFORCEMENT. Representative Hiraki (586-6180)

HOUSE BILLS WHICH PASSED THIRD READING

Changes the photo red light imaging and photo speed imaging detector demonstration project to the traffic enforcement demonstration project and amends Act 234, session laws of 1998. Defines photo technology system to include hand held or mounted video cameras, conventional cameras, and digital cameras that are used to improve traffic enforcement and reduce traffic congestion by producing photographic identification of a vehicle which crosses longitudinal traffic lane markings in violation of longitudinal traffic lanes markings provisions. Allows the counties to establish photo technology systems. -- HB1636 SD1

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Hiraki K, Goodenow K -- Fox G, Nakasone B, Takai K

Apr=19 99 Conference Committee: Senate Members: Kawamoto C, Matsunaga M -- Bunda R, Iwase R, Slom S

HB1641 HD1 SD2 (SSCR 1447)

RELATING TO THE MEDICALLY UNDERSERVED. Representative Luke (BR) (586-8530)

Appropriation to the department of health to support primary health care for medically underserved populations and to provide health care services for the uninsured at 8 community health centers on 3 islands. (\$\$) -- HB1641 SD2

Apr-15 99 House Disagrees to Senate amendments

Apr-19 99 Conference Committee: House Members: Arakaki D, Santiago A, Kawakami B -- Kahikina M, McDermott B

Apr=19 99 Conference Committee: Senate Members: Chun Oakland S, Fukunaga C -- Anderson W

HB1653 HD2 SD1 (SSCR 975)

MAKING AN APPROPRIATION FOR THE ALA WAI CANAL WATERSHED IMPROVEMENT PROJECT. Representative Saiki (586-8485)

Authorizes the issuance of general obligation bonds for appropriation to the department of land and natural resources to reduce vehicle contaminants, for beautification of Makiki stream from King street along Kalakaua avenue, Kanaha stream restoration, landscaping, and storm drainage filters, Pukele stream lo'i (loi) restoration and trail, Waiomao stream restoration, trail and community garden, upper Palolo valley and Ka'au (Kaaui) crater trail and stream restoration, planning for sediment retention basins for the combined discharge of Manoa and Palolo streams, to reduce erosion and improve vegetative cover in the conservation district, to prepare a master plan for watershed management, and Hausten ditch water quality and flow study. (\$\$) -- HB1653 SD1

Mar=24 99 Passed Second Reading Senate as amended (SD1)

Mar=24 99 Referred to WAM (586-6890 or 586-6760)

HB1668 HD1 SD1 (SSCR 1145)

MAKING AN APPROPRIATION FOR TARO RESEARCH. Representative Morita (586-8435)

Appropriation to the department of agriculture for research on diseases and other problems afflicting taro throughout the State to be performed by the university of Hawaii college of tropical agriculture and human resources. (\$\$) -- HB1668 SD1

Mar=25 99 Passed Second Reading Senate as amended (SD1)

Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB1682 HD1 (HSCR 931)

RELATING TO INCOME TAX. House Speaker Say (586-6100)

Requires any person who is required to file federal form 990 under section 6033 of the Federal Internal Revenue Code to file a copy of the completed and filed form 990 with the department of taxation. Requires the legislative auditor to compile the information contained in every federal form 990 for any person required to file under section 6033. Allows the auditor to consult with the speaker of the house of representatives and the president of the senate.

HOUSE BILLS WHICH PASSED THIRD READING

	Biennial report to the legislature. -- HB1682 HD1 Mar=11 99 Introduction/Passed First Reading - Senate Mar=11 99 Single Referral to WAM (586-6890 or 586-6760)
HB1683 HD2 SD2 (SSCR 1449)	RELATING TO HIGH TECHNOLOGY. House Speaker Say (586-6100) Requires the university of Hawaii at Hilo to establish a high technology research park to develop and sustain Hawaii's high technology industry. -- Amends provision relating to the powers of the high technology development corporation, by including rendering technical and administrative assistance to the university of Hawaii at Hilo in developing a park to encourage high technology business, including biotechnology business, to locate operations in the research park. -- HB1683 SD2 Apr-15 99 House Disagrees to Senate amendments Apr=19 99 Conference Committee: Senate Members: Ige D, Inouye L, Levin A -- Sakamoto N, Slom S Apr-26 99 Conference Committee: House Members: Luke S, Takamine D -- Chang J, Kawakami B, Suzuki N, Whalen P
HB1686 HD1 (HSCR 1048)	RELATING TO THE OFFICE OF OMBUDSMAN. House Speaker Say (BR) (586-6100) Appropriation to the office of ombudsman for replacement of non year 2000 (Y2K) compliant equipment and software and maintain system compatibility. (\$\$) -- HB1686 HD1 Mar=11 99 Introduction/Passed First Reading - Senate Mar=11 99 Single Referral to WAM (586-6890 or 586-6760)
HB1691 HD1 (HSCR 31-00)	RELATING TO TAXATION. House Speaker Say (586-6100) Provides a general excise tax exemption for amounts received from foreign diplomats and consular officials who are holding cards issued or authorized by the US department of state granting them an exemption from state taxes. Also provides a transient accommodations tax exemption for accommodations furnished to them and a use tax exemption for the use of property, services, or contracting imported by them. -- HB1691 HD1 Feb=08 00 Introduction/Passed First Reading - Senate Feb=08 00 Multiple Referral to TIA then WAM (586-6970)
HB1692 HD1 (HSCR 905)	RELATING TO TAXATION. House Speaker Say (BR) (586-6100) Establishes a general excise tax on persons registered as a travel agent or agency of ____ per cent of all gross commission income received from the sale of airline tickets and 4 per cent on all other gross commission income. -- HB1692 HD1 Mar=11 99 Introduction/Passed First Reading - Senate Mar=11 99 Single Referral to WAM (586-6890 or 586-6760)
HB1706 HD3 SD1 (SSCR 1146)	RELATING TO FISHERIES. Representative Schatz (586-9425) Prohibits the harvest for sale, possession to sell, buy, or trade shark fins unless fins were taken from a shark landed whole in the State. Establishes penalties. Defines landed, shark fin, whole, harvest and shark. -- HB1706 SD1 Mar=25 99 Passed Second Reading Senate as amended (SD1) Mar=25 99 Referred to WLH (586-7793)
HB1726 HD1 SD1 (SSCR 1562)	RELATING TO FAMILY HEALTH SERVICES. Representative Fox (586-8520) Appropriation to the department of human services to enable the department to raise the income eligibility level for the medically needy program to 133 per cent of the assistance allowance. (\$\$) -- HB1726 SD1 Apr-15 99 House Disagrees to Senate amendments Apr-19 99 Conference Committee: House Members: Arakaki D, Santiago A, Yamane B -- Kahikina M, McDermott B

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Apr=19 99 Conference Committee: Senate Members: Chun Oakland S, Fukunaga C -- Anderson W

HB1749 HD2 SD1 (SSCR 1168)

RELATING TO GEOGRAPHY EDUCATION. Representative Kawakami (586-6280)

Appropriation to the university of Hawaii for the geography department of the college of social sciences to train and develop educators to promote the local implementation of the national geography standards as set forth in the Geography for Life: National Geography Standards 1994, and to assist the department of education in the alignment of the Hawaii content and performance standards with the national geography standards, provided funds matched by the National Geographic Society dollar for dollar. (\$\$) -- HB1749 SD1

Mar=25 99 Passed Second Reading Senate as amended (SD1)

Mar=25 99 Referred to WAM (586-6890 or 586-6760)

HB1750 HD1 (HSCR 1047)

MAKING AN APPROPRIATION FOR BUSINESS SPECIALIST POSITIONS. Representative Kawakami (586-6280)

Appropriation to the department of education for 3 business specialist positions, 1 each for the districts of Hawaii, Kauai, and Maui. (\$\$) -- HB1750 HD1

Mar=11 99 Introduction/Passed First Reading - Senate

Mar=11 99 Multiple Referral to EDU then WAM (586-6230)

HB1757 HD1 (HSCR 489-00)

RELATING TO HIGHWAY SAFETY. Representative Hiraki (586-6180)

Amends provisions relating to consuming or possessing intoxicating liquor while operating a motor vehicle or moped or while a passenger in a motor vehicle and storage of an opened container containing intoxicating liquor or consumption at a scenic lookout by repealing the exemption for living quarters of a trailer or camper. -- HB1757 HD1

Mar=02 00 Introduction/Passed First Reading - Senate

Mar=02 00 Multiple Referral to TIA then JDC (586-6970)

HB1758 HD2 (HSCR 715-00)

RELATING TO MOTOR VEHICLE DRIVER LICENSING. Representative Hiraki (586-6180)

Amends Act 175, session laws of 1999, which establishes that a person who is 15 years and 6 months old may be granted an instruction permit and increases the age that a person can obtain a driver's license from 15 years of age to 16 years of age;

provides that a person 16 to 17 years of age may be granted a driver's license; prohibits a person who is not licensed to operate the category of motor vehicles to which the driving training course applies to operate a motor vehicle in connection with the driving training course without a valid temporary instruction permit; and requires the director to establish and certify a statewide driver education program and behind the wheel driver training program by changing the effective date from January 1, 2001, to January 1, 2002, for the portion of the Act that requires the examiner of drivers to require proof from an applicant under 18 years of age that the applicant has completed a behind the wheel driver training course certified by the director of transportation and which prohibits the examiner to examine an applicant for a driver's license who is 16 to 17 years of age unless the applicant holds a valid instruction permit for a period of at least 90 days. -- HB1758 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA then JDC (586-6970)

HB1759 HD2 (HSCR 858-00)

RELATING TO TRAFFIC ENFORCEMENT. Representative Hiraki (586-6180)

Amends the traffic enforcement demonstration project provisions and Act 234, session laws of 1998, and Act 263, session laws of 1999. Changes the requirement that a citation be sent by mail, to allow that a citation to be sent by

HOUSE BILLS WHICH PASSED THIRD READING

mail within 3 days of the date of the incident by certified, registered, or 1st class mail with a certificate of mailing obtained as evidence of service. Authorizes and encourages the county police to provide oversight and all police services required for the project. Also provides that the powers of the police for the enforcement of the statewide traffic code are conferred upon the director of transportation to the extent necessary to implement Act 234. Establishes a photo enforcement revolving fund to be administered by the department of transportation. Provides that payments resulting from citations and summons shall be deposited into the fund and shall be used to pay contractors and purchase county police oversight and services. Also allows 20 per cent of the fund to be used to pay non recurring state and county expenses and any temporary state positions needed. Allows photo speed imaging detector system to be mounted on a pole or bridge. Allows the private company to use pictures of license plates to identify the vehicle owners. Amends the definition of photo speed imaging detector to include video, conventional, or digital cameras. Allows a contractor to operate the equipment. Replaces county with the department of transportation. Adds that the photo technology systems may be used to identify vehicles in violation of designated uses of high occupancy vehicle lanes (HOV). Adds that photo technology system may include thermal sensing devices used to determine the occupancy of a vehicle in a HOV lane. Provides that the department in consultation with the county police shall submit progress, interim, and final reports to the legislature. Appropriation. (\$\$) -- HB1759 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA/ JDC/ then WAM (586-6970)

HB1760 HD1 (HSCR 684-00)

RELATING TO HIGHWAY SAFETY. Representative Hiraki (586-6180)

Amends the seat belt assembly provisions by providing that any passengers in the front seat and back seats of a motor vehicle, 14 years of age or less must be restrained by a seat belt assembly or a child passenger restraint (car seat). Also that any passenger between 15 and 17 years of age in the back seat of a motor vehicle must be restrained by a seat belt assembly. Increases the fine for violations. -- HB1760 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA then JDC (586-6970)

HB1761

RELATING TO MOTOR CARRIERS. Representative Hiraki (586-6180)

Amends motor carrier law making it a misdemeanor for any person to advertise as a motor carrier unless the person holds a valid certificate or permit. Redefines advertise to include any and all communications media. -- HB1761

Mar=02 00 Introduction/Passed First Reading - Senate

Mar=02 00 Multiple Referral to TIA then CPN (586-6970)

HB1762

RELATING TO MOTOR CARRIERS. Representative Hiraki (586-6180)

Amends the motor carrier law relating to civil penalties by changing any shipper or consignee to any person. -- HB1762

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to TIA then JDC (586-6970)

HB1763 HD2 (HSCR 548-00)

RELATING TO BICYCLES. Representative Hiraki (586-6180)

Establishes provision relating to bicycle helmets. Prohibits any person under 18 years of age to operate a bicycle unless the person is wearing a properly fitted and fastened bicycle helmet that meets national standards. Also applies this requirement to a person who rides upon a bicycle while in a restraining seat that is attached to the bicycle or in a trailer towed by a bicycle. Prohibits a person to provide bicycles for hire unless every under age person has a helmet. -- HB1763 HD2

Mar=07 00 Introduction/Passed First Reading - Senate

HOUSE BILLS WHICH PASSED THIRD READING

Mar=07 00 Multiple Referral to TIA then WAM (586-6970)

HB1764

RELATING TO THE METROPOLITAN PLANNING ORGANIZATION.

Representative Hiraki (586-6180)

Increases the members of the metropolitan planning organization from 13 to 15 by adding the chairperson of the citizen advisory group of the metropolitan planning organization and a member appointed by the governor representing the private sector transportation industry in the appropriate county. Changes the function of the organization by requiring rather than allowing the organization to form a citizens' advisory group to present technical or other expert opinions or facts to the organization. -- HB1764

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to TIA then WAM (586-6970)

HB1765

RELATING TO METROPOLITAN PLANNING ORGANIZATION.

Representative Hiraki (586-6180)

Amends the functions of the metropolitan planning organization. Changes the function of obtaining information and plans from the appropriate county and state agencies to formulate a short range 6 year transportation plan and a master multi modal long range transportation plan to formulate a transportation improvement program and an intermodal long range transportation plan. Repeals the requirement to develop a formula for the distribution of metropolitan planning funds and report to the secretary of transportation and to receive and distribute specified federal funds. Adds that the organization perform all activities necessary to comply with federal laws and rules relating to metropolitan planning organizations. -- HB1765

Feb=02 00 Introduction/Passed First Reading - Senate

Feb=02 00 Multiple Referral to TIA then WAM (586-6970)

HB1768

RELATING TO REGISTRATION OF MOTOR VEHICLES. Representative Hiraki (586-6180)

Requires that any application for the registration of a motor vehicle include the home address of the owner and business address of the legal owner if different from that of the owner. -- HB1768

Feb=02 00 Introduction/Passed First Reading - Senate

Feb=02 00 Single Referral to TIA (586-6970)

HB1773 HD1 (HSCR 507-00)

RELATING TO THE MOTOR CARRIER LAW. Representative Hiraki (586-6180)

Amends the motor carrier law to require that any motion for reconsideration or rehearing by the public utilities commission be determined and an order issued by the commission within 45 days from the filing date of the motion. -- HB1773 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB1776 HD1 (HSCR 542-00)

RELATING TO MOTOR CARRIERS. Representative Hiraki (586-6180)

Amends the motor carrier law provision which prohibits a person to engage in a common carrier by motor vehicle business unless that carrier has a certificate of public convenience and necessity issued by the public utilities commission by establishing factors that the commission shall consider in order to grant a certificate. Also establishes that if a person engages in motor carrier activity without a certificate, without written authority granted by the commission, the commission shall deny any subsequent application for a permanent certificate or permit for contract carrier by motor vehicle for a period of 2 years. -- HB1776 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to TIA then CPN (586-6970)

HOUSE BILLS WHICH PASSED THIRD READING

HB1777 HD2 (HSCR 783-00)

RELATING TO MOTOR CARRIERS. Representative Hiraki (586-6180)

Amends the motor carrier law. Requires the public utilities commission to consider an applicant for authority to carry more than 7 passengers to be considered for authorization for only proposed service, routes and vehicle as described with particularity in the application for a certificate of public convenience and necessity or in the application for a permit for contract carriers by motor vehicle. Requires the application to describe fully and accurately the proposed service, routes and vehicles types, whether they are standard vehicles, such as tractor trailers, dump trucks, or motor coaches, or whether they are specialty vehicles, such as trolleys, double decker buses, or articulated buses or the application will be denied. -- HB1777 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA then CPN (586-6970)

HB1780 HD1 (HSCR 491-00)

RELATING TO THE CONVENTION CENTER. Representative Chang (586-6120)

Amends Act 96, session laws of 1988, as amended by Act 159, session laws of 1992, Act 241, session laws of 1993, and Act 75, session laws of 1994, Act 156, session laws of 1998, and Act 98, session laws of 1999, relating to the convention center, by repealing the expiration date. Changes the deadline for the auditor to audit and monitor the progress made by the convention center authority in resolving various outstanding issues and problems to assure the legislature that these issues have been addressed from June 30, 2000 to June 30, _____. -- HB1780 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to ECD then WAM (586-7335)

HB1788

RELATING TO TAXATION. Representative Nakasone (586-6210)

Provides general excise tax exemptions for various amounts received as a portion of the gross proceeds arising from qualified improvement costs for a qualified resort facility for taxable years beginning after December 31, 1998, and ending before December 31, 2004 (sunset). Provides that qualified improvement costs means any capitalized costs for construction and equipment of a permanent nature related to a qualified resort facility. Provides that a qualified resort facility is any building or improvement located or that will be located on property designated primarily for resort or hotel use by county zoning ordinance or plan or on property not so designated, but primarily for commercial or recreational use to support or service a hotel or resort use, such as a golf course, golf course clubhouse, or retail center. -- HB1788

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB1804 HD2 (HSCR 797-00)

RELATING TO FALSE CLAIMS. Representative Hamakawa (586-8480)

Establishes provision relating to qui tam actions or recovery of false claims to the State. Provides that a person who knowingly presents or causes to be presented to an officer or employee of the State a false claim for payment or approval; knowingly makes, uses, or causes to be made or used a false record or statement to get a false claim paid or approved by the State; conspires to defraud the State by getting a false claim allowed or paid; has control of property or money used by the State and, intending to defraud the State or willfully to conceal the property, delivers, less property than the amount for which the person receives a certificate or receipt; is authorized to make or deliver a document certifying receipt of property used by the State and, intending to defraud the State makes or delivers the receipt without completely knowing that the information on the receipt is true; knowingly buys, or receives as a pledge of an obligation or debt, public property from any officer or employee of the State who lawfully may not sell or pledge the property; or

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knowingly makes, uses, or causes to be made or used, a false record or statement to conceal, avoid, or decrease an obligation to pay or transmit money or property to the State, shall be liable to the State for 3 times the amount of damages which the State sustains due to the act committed by that person. Further provides that the person may also be liable for a civil penalty of up to 10,000 dollars. -- Requires the attorney general to diligently investigate violations. Authorizes the attorney general to bring civil action. -- Requires action for false claims to the State to be brought within 6 years after the false claim is discovered. -- Establishes rights of parties to qui tam actions and awards. -- Provides that no court shall have jurisdiction over an action under this provision unless the action is brought by the attorney general or the person bringing the action is an original source of the information. -- Provides that the State shall be responsible for expenses or fees that a person incurs in bringing an action under this part and shall not elect to pay those expenses or fees. -- Establishes whistleblower protection for employees that are discriminated against by their employer for acts done in furtherance of an action under this provision. -- HB1804 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB1807 HD1 (HSCR 652-00)

RELATING TO TRAFFIC INFRACTIONS. Representative Hamakawa (586-8480)

Establishes provisions for the adjudication of traffic infractions committed in state and county parks, state airports, and state harbors. -- HB1807 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA then JDC (586-6970)

HB1830 HD1 (HSCR 680-00)

RELATING TO INCOME TAX CREDITS. Representative Lee (586-9460)

Provides an earned income tax credit for each individual or resident taxpayer who files an individual net income tax return who is not claimed or is not eligible to be claimed as a dependent. Provides that the credit shall be 10 per cent of the federal earned income tax credit determined under section 32 of the Federal Internal Revenue Code from December 31, 1999, to January 1, 2001, and 15 per cent from December 31, 2000. -- HB1830 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to WAM (586-6890 or 586-6760)

HB1834 HD2 (HSCR 723-00)

RELATING TO LONG-TERM CARE. Representative Yonamine (586-6520)

Amends Act 339, session laws of 1997, as amended by Act 93, session laws of 1999 by changing the sunset date for the joint legislative committee on long term care to June 30, _____. -- Amends Act 93, session laws of 1999. Requires the committee to contract for a study on the feasibility and advisability of establishing a state sponsored universal program of long term care that offers comprehensive, protective coverage to the largest number of people as reasonably possible through a funding approach that is least expensive and easiest to administer and actuarially sound. -- Adds that the study shall also examine how to integrate a state sponsored universal program of long term care with the insurance model; include a proposed model for financing a program for a target population that cannot afford long term care insurance; specify the amount of moneys that must be collected to adequately finance the program and the mechanism for collection; and make recommendations. Allows the study to include an examination of universal long term care financing models of other countries. -- Repeals provisions requiring the study to analyze the Hawaii family hope program. -- Requires the joint legislative committee on long term care to consider the knowledge of the contractor of past efforts of the State to establish a universal long term care program when selecting a contractor by bid for the study. -- Requires all state agencies to cooperate with the contractor. -- Extends the date for the consultants contracted to report to the governor and

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legislature to be November 15, ____, and for legislation to be introduced in the regular session of _____. -- Appropriation to the legislature, rather than the joint legislative committee on long term care, for the ____ fiscal year for the committee to hire consultants and ____ fiscal year for the expenses of the committee to conduct public briefing. (\$\$) -- HB1834 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to HHS/ CPN/ then WAM (586-6130)

HB1836

REPEALING SECTION 327E-13(G), HAWAII REVISED STATUTES.

Representative Lee (586-9460)

Amends provisions relating to the effect of uniform health care decisions Act.

Repeals provisions that excludes a patient that is diagnosed by the attending physician as pregnant. -- HB1836

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to HHS then JDC (586-6130)

HB1838 HD1 (HSCR 653-00)

RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS. Representative Lee (586-9460)

Amends provisions relating to domestic abuse protective orders. Provides for the definition of dating relationship to mean a romantic, courtship, or engagement relationship, often but not necessarily characterized by actions of intimate or sexual nature, but does not include a casual acquaintanceship or ordinary fraternization between persons in a business or social context.

Amends the definition of family or household members to include persons who have or have had a dating relationship. Amends provision relating to temporary restraining order. Provides that for any person who is alleged to be a family member or household member by virtue of a dating relationship, the court may consider the length of the relationship; the nature of the relationship; and the frequency of the interaction between the parties in determining whether a dating relationship exists. Amends provision relating to reports by the department of human services. Provides that in cases where there are allegations of domestic abuse involving a minor or an incapacitated person, the employee or agency designated by the family court to assist the petitioner shall report the matter to the department of human services. -- HB1838 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB1843 HD1 (HSCR 648-00)

RELATING TO DOMESTIC VIOLENCE. Representative Lee (586-9460)

Amends provision relating to abuse of family or household member. Increases the period of separation that a police officer may order a person to leave the premises in domestic abuse incidents from 24 to 48 hours. Further Provides that the order to leave the premises and to initiate no further contact shall commence immediately and be in full force, but the 48 hour period shall be enlarged and extended until 4:30 p.m. on the 1st day following the weekend or legal holiday. -- HB1843 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB1844 HD2 (HSCR 690-00)

MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF PROTOCOLS AND THE SPECIAL TRAINING OF PARAMEDICS IN THE TREATMENT OF DOMESTIC VIOLENCE PATIENTS. Representative Lee (586-9460)

Appropriation to the department of health for the statewide development of protocols and special training of paramedics in the treatment of domestic violence patients. (\$\$) -- HB1844 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA then WAM (586-6970)

HB1845 HD1 (HSCR 654-00)

RELATING TO CRIME. Representative Lee (586-9460)

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Establishes provisions relating to interference with the reporting of an emergency or crime. Provides that a person commits the offense of interference with the reporting of an emergency or crime if the person knowingly prevents, or attempts to prevent a victim or witness to a crime from calling a 911 emergency telephone system, obtaining medical assistance, or making a report to a law enforcement officer. Provides that interference with the reporting of an emergency or crime shall be a petty misdemeanor. -- HB1845 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB1846 HD1 (HSCR 691-00)

MAKING AN APPROPRIATION FOR THE GOOD BEGINNINGS ALLIANCE.

Representative Arakaki (586-6050)

Appropriation to the department of human services for the coordination and implementation of the good beginnings alliance initiative. Requires matching funds from private sources. (\$\$) -- HB1846 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to HHS then WAM (586-6130)

HB1847 HD2 (HSCR 724-00)

RELATING TO CORRECTIONS. Representative Lee (586-9460)

Establishes parity for female offenders law. Provides that adult women and juvenile females charged or convicted of crimes shall be provided a range and quality of programming appropriate to the profile and needs of the female offender and equivalent to programming offered male persons convicted of crimes or delinquencies. Requires the director of public safety to provide model programming for female offenders that respond to statewide needs and geographical areas and award grants for the programs. Provides that programs shall provide a comprehensive continuum of care that addresses gender specific needs; respond in a rehabilitative way to the type of offenses female offenders generally commit; respond to the problems of female offenders with dependant children; respond to the importance of developing independent living skills, assist female offenders to overcome their own extreme degree of dependency; and prepare to offer technical assistance and training toward the implementation of other similar programs. Authorizes the director of public safety to appoint an advisory council to develop a plan to increase interagency cooperation to address the needs unique to female offenders; recommend programming needs to the department of public safety and the office of youth services; and identify other issues related to the appropriate programming of the adult and juvenile female offender. Requires the director of public safety to make a planning grant available to assist the advisory council. Appropriation to the department of public safety. (\$\$) -- HB1847 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB1863 HD2 (HSCR 742-00)

RELATING TO ADMINISTRATIVE RULES. House Speaker Say (586-6100)

Amends provision relating to administrative rules. Requires rules adopted to comply with federal provisions to impose the minimum regulatory requirements necessary. Provides that rules imposing regulatory requirements in excess of those necessary to comply with federal law may be adopted if the state or county agency includes a written statement of justification when the rules are submitted for approval to the governor or mayor of the county, and make the rules and the written statement of justification available for review by the mayor of the county, legislature, or governor. -- HB1863 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA/ GOH/ then WAM (586-6970)

HB1864 HD1 (HSCR 789-00)

RELATING TO ADMINISTRATIVE PROCEDURE. House Speaker Say (586-6100)

Establishes provision relating to repeal of administrative rules. Provides any

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administrative rule that has been adopted pursuant to statutes or ordinances that have been subsequently repealed shall be repealed automatically upon the effective date of this Act without regard to this notification requirements. Further provides that whenever a statute or ordinance is repealed, the administrative rule that is adopted pursuant to the repealed statute or ordinance shall also repealed automatically without regard to the notification requirements.

Exempts from automatic repeal for an administrative rule that is readopted by operation of law as a part of a transfer of functions from 1 department or agency to another department or agency. -- HB1864 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB1869 HD1 (HSCR 675-00)

RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS. House Speaker Say (586-6100)

Establishes Hawaii employer union health benefit trust fund within the department of budget and finance to provide employee beneficiaries and dependent beneficiaries with a health benefit plan, a long term care benefits plan; and group life insurance benefits. Provides that the State through the department of budget and finance and the several counties through their respective departments of finance shall to pay to the fund a monthly contribution equal to the amount established under excluded employees provision or specified in the applicable public sector collective bargaining agreements, whichever is applicable for each their respective employees, to be used towards but not exceed the actual current costs of the benefit plan or plans. Requires that the State through the department of budget and finance and the several counties to pay to the appropriate trust fund a monthly contribution equal to 1/2 of the retired employee's monthly medicare or nonmedicare health benefit plan for retired employees with fewer than 10 years of service; 1/2 of the retired employee's monthly medicare plan or non medicare health benefit plans for retired employees who hired after June 30, 1996 with 10 or more years but fewer than 15 years of service; 75 per cent for retired employees with at least 15 but fewer than 25 years of service; 100 per cent of the retired employee's monthly medicare or nonmedicare health benefit plan for retired employees with 25 or more years of service; and total monthly premium for each retired employee enrolled in the fund's group life insurance benefits plan. Establishes a board of trustees. Provides the board composed of 10 trustees to be appointed by the governor. Requires the board of trustees to act in an advisory capacity to the Hawaii employer union health benefits trust fund; select the members of the board of directors; and have the authority to remove any member or members of the board of directors. Establishes the board of directors of the trust fund. Provides the boposed of 3 directors appointed by the board of trustees to administer and provide quality health and other benefit plans at a cost affordable to both public employers and public employees. Provides that the attorney general is designated as the legal advisor to the board of trustees and the board of directors of the Hawaii employer union health benefits trust fund. Repeals the Hawaii public employees health fund provision. Transfers all officers, employees, all appropriations, assets, including funds to be refunded to employees and any funds in benefit plans and cafeteria plans, records, equipment, machines, computer software and hardware, files, supplies, contracts, documents, maps and other personal property heretofore made, used, acquired or held by the Hawaii public employees health fund to the Hawaii employer union health benefits trust, effective July 1, 2002. Requires the governor to appoint all members of the board of trustees by December 29, 2000. Provides that upon the appointment, the board of trustees shall appoint all 3 members of the board of directors no later than July 1, 2001. Requires the board of directors to develop and issue rules, policies, and procedures, and contract for health benefits plans and group life insurance plans which shall become effective July 1, 2002. Authorizes the

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board of directors of the Hawaii public employees health fund to extend current health benefit and life insurance plan contracts that expire on June 30, 2002. Appropriation to the department of budget and finance. (\$\$) -- HB1869 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to CPN/ WAM/ (586-6830 or 586-6460)

HB1871

RELATING TO THE HAWAII PUBLIC EMPLOYEES HEALTH FUND. House Speaker Say (586-6100)
Amends provision relating to determination of health benefits plan to add audits of employee organization health benefits plans. Requires the board of trustees to annually audit each health benefits plan offered by an employee organization. -- HB1871
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB1873 HD2 (HSCR 763-00)

RELATING TO EDUCATION. House Speaker Say (586-6100)
Establishes provision relating to education budget. Exempts federal funds and trust funds of the department of education from the requirements of the state budgetary allotment system. Provides that when the federal funds and trust funds are greater than the appropriation, the superintendent of education, with the approval of the board of education and after notice to the director of finance shall modify or amend previous allotments of the 2 funds. Requires the department of education to submit a report to the director of finance identifying the amount and source of the funds that were modified or amended no more than 20 days after notification. -- HB1873 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB1874 HD1 (HSCR 105-00)

RELATING TO EDUCATIONAL ACCOUNTABILITY. House Speaker Say (586-6100)
Establishes an interagency educational accountability working group within the department of education to review all pertinent agency rules which are impeding educational system restructuring and reallocation of educational resources. Also requires the working group to establish a 2 year suspension of all rules, policies, procedures, and practices to allow the department to restructure and reallocate its resources to support student achievement. Reports to the legislature. -- HB1874 HD1
Mar=03 00 Introduction/Passed First Reading - Senate
Mar=03 00 Multiple Referral to EDU/ LRE/ then WAM (586-6230)

HB1875 HD1 (HSCR 107-00)

RELATING TO EDUCATIONAL ACCOUNTABILITY. House Speaker Say (586-6100)
Amends the educational assessment and accountability provisions by repealing assessment. Requires the department of education to implement a comprehensive system of educational accountability to motivate and support the improved performance of students and the education system. Adds that the accountability system include student accountability; school or collective professional accountability; individual professional accountability for teachers and administrators; and public accounting for other significant partners to the education process. Also that the system invoke appropriate consequences for observed performance; involve a statewide student assessment program that provides annual data on student, school, and system performance, at select benchmark grade levels in terms of student performance; require that teachers and administrators engage in continuous growth and development; and establish an explicit link between professional evaluation results and individual accountability for professional development of the knowledge, skill, and professional behavior necessary to the position. Requires the annual report to the legislature and governor to include each school's standards implementation

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design. -- Prohibits the implementation of these provisions to be subject to collective bargaining negotiations. -- Amends Act 74, session laws of 1999, to require the department to report to the legislature and the governor on the educational accountability system. -- HB1875 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU/ LRE/ then WAM (586-6230)

HB1876

PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO CHANGE THE COMPOSITION OF THE BOARD OF EDUCATION. House Speaker Say (586-6100)

Proposes to amend the constitution. Adds a representative from the Commander in Chief, US Pacific Command to the board of education as a nonvoting member. -- HB1876

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to EDU then JDC (586-6230)

HB1877 HD2 (HSCR 859-00)

RELATING TO INFORMATIONAL PRIVACY. House Speaker Say (586-6100)

Establishes the Hawaii information privacy Act. Requires all organizations to handle or process personal information pursuant either to the privacy standards as implemented by the codes of information practice adopted by the director of information practices. Defines organization to mean all nongovernmental entities, associations, partnerships, and individuals using personal information in a commercial context, including not for profit entities. Prohibits the organization to use personal information for a secondary purpose or disclose personal information to a nonaffiliated 3rd party. Provides criteria. Requires reasonable steps to be taken to ensure that personal information the organization maintains is protected against loss or theft, as well as unauthorized access, disclosure, copying, use, or modification and to utilize security safeguards appropriated to the sensitivity of the information. Report to the legislature. Appropriation. (\$\$) -- HB1877 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB1879 HD2 (HSCR 725-00)

RELATING TO ELECTIONS. House Speaker Say (586-6100)

Establishes the public financing elections pilot program for the city and county of Honolulu council elections of 2002 to be placed within the campaign spending commission to administer and enforce all requirements under this provision. Establishes procedures by which candidates may qualify as public financed candidate for the 1st and 2nd special election. -- Limits seed money contributions from any single individual. Provides criteria. -- Allows the use of personal funds to be used as seed money by a candidate seeking to become eligible as a public financed candidate. -- Requires the commission to determine whether a candidate is qualified for public campaign funding for the 1st special and 2nd special elections. Provides that candidates who qualify shall be certified by the commission as public financed candidates. Authorizes the commission to expend funds from the Hawaii election campaign fund to distribute to candidates who qualify. Provides that the partial public funding program shall be temporarily suspended during the 2002 election for the Honolulu city council. -- Requires the commission, in cooperation with other stakeholders, to evaluate the effectiveness of the public financing elections pilot project and report to the legislature. -- HB1879 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to JDC/ TIA/ then WAM (586-6030 or 586-7100)

HB1880 HD1 (HSCR 667-00)

RELATING TO FIREARMS. House Speaker Say (586-6100)

Establishes provision relating to periodic mental health history and criminal record inquiry; registry update by affidavit; disposition; penalty. Requires the chief of police of each county to conduct inquiries into the mental health

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histories and criminal records of all persons who own or possess firearms registered with the State. Provides that any person who owns or possesses firearms who did not acquire at least 1 firearm through the permit application process shall upon request by the chief of police, provide the information and a waiver to the chief of police at the time of the 1st above noted inquiry into the person's mental health history and criminal record. Provides that the chief of police of each county shall require each person who owns or possesses firearms registered with the State to submit an affidavit to the chief of police listing all firearms currently owned or possessed by the registrant, including serial numbers or permit numbers appearing thereon, and explaining, if applicable, the absence from the registrant's possession of any firearm previously registered. Provides criteria. Requires any person prohibited from owning or possessing firearms to voluntarily surrender all firearms to a county chief of police. Provides that any person refusing to do so shall have all firearms in their ownership or possession confiscated and destroyed by the chief of police. Requires the chief of police of each county to adopt procedures to implement and administer the provisions of this provision by December 31, 2000. -- HB1880 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA then JDC (586-6970)

HB1881 HD2 (HSCR 830-00)

RELATING TO USE OF INTOXICANTS. House Speaker Say (586-6100)

Establishes the use of intoxicants while operating a vehicle law. Repeals and replaces alcohol and boating safety provisions, alcohol, drugs, and highway safety provisions, administrative revocation of driver's license provisions, driving under the influence of intoxicating liquor, driving after consuming a measurable amount of alcohol for persons under 21 years of age, habitually driving under the influence of intoxicating liquor or drugs, driving after license suspended or revoked for driving under the influence of intoxicating liquor, evidence of intoxication, medical services, and driving under the influence of drugs. -- Requires the legislative reference bureau to prepare proposed conforming legislation and to transmit such proposed legislation to the legislature. -- HB1881 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA then JDC (586-6970)

HB1882 HD1 (HSCR 275-00)

RELATING TO THE PUBLIC UTILITIES COMMISSION. House Speaker Say (586-6100)

Requires the legislative auditor to conduct a management audit of the public utilities commission. Report to the legislature. -- HB1882 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB1883 HD2 (HSCR 790-00)

RELATING TO RENEWABLE ENERGY RESOURCES. House Speaker Say (586-6100)

Requires each qualified electric utility company which sells electricity for consumption to implement a ____ per cent renewables portfolio standard effective January 1, 2002, which shall be increased ____ per cent each year up to a maximum of ____ per cent on January 1, 2010. Further requires that beginning January 1, 2010, the renewable portfolio shall be increased to minimum of ____ per cent by January 1, 2020. Defines renewables portfolio standard as the percentage of electric power consumed in Hawaii that must be derived from renewable energy. -- Requires each qualified electric company which sells electricity for consumption to implement that a specified percentage of gross Hawaii utility peak power production be derived from on grid solar photovoltaic electric energy production. -- Requires the public utilities commission to establish a program to issue renewable energy credits to renewable energy generators by January 1, 2001. Requires each qualified

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electric utility company to submit an application to the commission to prove ownership of sufficient renewable energy credits to satisfy the renewable portfolio standard for the previous year. Provides that the sale or exchange of renewable energy credits shall be valid if recorded with the commission within 90 days. Allows the commission to impose administrative penalties and any person to commence civil actions. Requires the commission to annually report to the legislature. -- HB1883 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB1884 HD2 (HSCR 784-00)

RELATING TO ENERGY. House Speaker Say (586-6100)

Requires the public utilities commission to conduct a study on the feasibility of implementing a net metering program. Requires the commission to gather data on the department of education's use of net metering in its renewable energy demonstration project. Requires the department of education to assist in the study. Interim and final reports to the legislature by the commission. Act to be repealed 2 years after its effective date (sunset). -- HB1884 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN/ EDU/ then WAM (586-6830 or 586-6460)

HB1889 HD2 (HSCR 821-00)

RELATING TO AGRICULTURE AND ANIMALS. Representative Ito (586-8470)

Amends the animal quarantine special fund by prohibiting the moneys in the animal quarantine special fund to be transferred to the general fund. Provides that user fee for facilities usage, vaccination programs, emergency transportation of quarantined animals, insecticides, medication, and other goods and services shall be reduced by ____ per cent of the user fee rate that existed on January 1, 2000. Appropriation to the department of agriculture for deposit into the animal quarantine special fund. (\$\$) -- HB1889 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB1893 HD1 (HSCR 278-00)

RELATING TO ENERGY. Representative Schatz (586-9425)

Provides that the planning for the state's facility systems with regard to energy shall include the achievement towards reduced greenhouse gas emissions from energy supply and use. Requires the State to support actions that reduce greenhouse gases in utility, transportation, and industrial sector applications and support actions that mitigate Hawaii's greenhouse gas emissions through agriculture and forestry. -- HB1893 HD1

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Single Referral to LRE (586-7330)

HB1899 HD2 (HSCR 685-00)

RELATING TO THE STATEWIDE TRAFFIC CODE. Representative Thielen (586-6480)

Amends pedestrians' right of way in crosswalk provisions to require that on a 2 lane roadway, the vehicle shall slow down and stop to yield regardless of which half of the roadway the pedestrian is upon -- HB1899 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA then JDC (586-6970)

HB1900 HD1 (HSCR 868-00)

RELATING TO THE STATE BUDGET. House Speaker Say (BR) (586-6100)

Supplemental Appropriations Act of 2000 (executive budget). Amends Act 91, session laws of 1999, relating to the state budget. (\$\$) -- HB1900 HD1

Mar=09 00 Passed Third Reading House

HB1902 HD1 (HSCR 396-00)

RELATING TO THE STATE WATER CODE. Representative Cachola (586-6110)

Amends provision relating to state water code by establishing dual line water supply system; installation in new industrial and commercial developments

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located in designated water management area provision. Requires the commission on water resource management as a condition for issuing permits pursuant to the regulation of water use, to require the use of dual line water supply systems in new industrial and commercial developments located in designated water management areas. Provides that the commission shall not require the use of dual line water supply system if there is a threat to existing water quality or to public health and safety; a source of nonpotable water will not be reasonably available in the near future; or there is a serious threat to permitted ground or surface water uses within a designated water management area. Requires the department of health in consultation with the county boards of water supply to adopt standards for nonpotable water distributed through dual line water supply systems. -- HB1902 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to WLH (586-7793)

HB1905 HD2 (HSCR 726-00)

RELATING TO SCHOOL FEES. Representative Yamane (586-8515)

Establishes a pilot project at any public school where 80 per cent of all moneys collected by the school from rental fees for usage of facilities by private organizations or individuals shall be deposited with the school for use by the school rather than into the state's general fund. Requires approval by the department of education and the department of accounting and general services. Report to the legislature. Act to be repealed on June 30, 2002 (sunset). -- HB1905 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB1906 HD1 (HSCR 430-00)

RELATING TO LICENSING OF PSYCHOLOGISTS. Representative Kahikina (586-8465)

Amends provisions relating to psychologists. Amends the definition of professional psychology training program by excluding a doctoral training program that is accredited by the American psychological association. Requires an applicant for licensure to possess a doctoral degree from an American psychological association approved program in clinical psychology or a professional psychology training program; demonstrate that the applicant has completed 1 year of post doctoral supervised experience in health service in psychology and an internship approved by the association or 1 year of supervised experience in health service in psychology. -- HB1906 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB1908 HD1 (HSCR 764-00)

RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNT CONTRIBUTION TAX CREDITS. Representative Kahikina (586-8465)

Provides an individual development account contribution income tax credit. Provides that the credit shall be equal to 50 per cent of the amount contributed to a fiduciary organization by an individual, organization, or business as matching funds for individual development accounts. Provides that if a deduction is taken under section 170 (with respect to charitable contributions and gifts) of the Federal Internal Revenue Code, no tax credit shall be allowed for that portion of the contribution for which the deduction was taken. Requires verification and certification by the department of human services and requires the certificate to be filed with the department of taxation. Provides that the credit shall be available for taxable years beginning after December 31, 1999, and before January 1, 2005 (sunset). -- Amends Act 160, session laws of 1999, relating to individual development accounts to take effect for taxable years after December 31, 1999. -- HB1908 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to WAM (586-6890 or 586-6760)

HOUSE BILLS WHICH PASSED THIRD READING

- HB1909 HD1 (HSCR 287-00) RELATING TO PUBLIC LANDS. Representative Chang (586-6120)
Establishes provision relating to leases on banyan drive resort area. Authorizes the department of land and natural resources to issue new resort leases to existing banyan drive resort lessees, not to exceed 55 years. Provides criteria. Authorizes the department to set lease terms and issue a request for proposal (RFP) or other means to determine competition. Requires the department to develop a process to ensure that no market demand assumption holds true. Requires all cost for the issuance of a new lease to be paid for by the lessees interested in acquiring a new lease. Act to be repealed July 1, 2005 (sunset). -- HB1909 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to WLH/ ECD/ then WAM (586-7793)
- HB1912 HD1 (HSCR 660-00) RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY. Representative Cachola (586-6110)
Amends provisions relating to the motor vehicle rental industry by defining the phrase damage to the rental motor vehicle or damage to the vehicle. -- HB1912 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to CPN (586-6830 or 586-6460)
- HB1914 HD1 (HSCR 584-00) RELATING TO COMPREHENSIVE SCHOOL REFORM. Representative Yonamine (586-6520)
Appropriation to the department of education for Highlands intermediate school to develop a reading program, based on the design of America's Choice, including the hiring of personnel and the purchasing of supplies, to strengthen the reading ability of students who are not reading at grade level. (\$\$) -- HB1914 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to EDU then WAM (586-6230)
- HB1917 RELATING TO SCHOOL HEALTH. Representative Arakaki (586-6050)
Requires the department of education and the department of health to jointly establish a comprehensive school health system. Requires the director of health with the assistance of the superintendent of education to establish and operate a demonstration project of at least 1 program in each of the 7 departmental school districts. Establishes a joint department of health and department of education planning committee to plan and coordinate a phased implementation of a comprehensive school health system and demonstration program. Reports to the legislature. Appropriations. (\$\$) -- HB1917
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to EDU/ HHS/ then WAM (586-6230)
- HB1922 HD1 (HSCR 549-00) RELATING TO TOBACCO. Representative Hamakawa (586-8480)
Amends provision relating to tobacco; minors. Provides that it shall be unlawful for a minor under 18 years of age to possess or use any tobacco product. Increases the fine for the purchase, possession, or use of tobacco products by minors under 18 years of age, from 10 dollars to 20 dollars for the 1st offense. -- HB1922 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Single Referral to JDC (586-6030 or 586-7100)
- HB1925 RELATING TO ELECTIONS. Representative Hamakawa (586-8480)
Amends provision relating to contests for cause in general, special general, special and runoff elections. Provides that if the judgment by the court should be that the election was invalid, a certified copy shall be filed with the governor, and the governor shall duly call a new election to be held no later than 150 days, rather than 120 days, after the judgment is filed. -- HB1925

HOUSE BILLS WHICH PASSED THIRD READING

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB1933 HD1 (HSCR 669-00)

RELATING TO UNLICENSED CONTRACTORS. Representative Menor (BR) (586-6150)

Amends contractors provisions by providing that if an investigator finds any person who has violated the licensing requirements, the investigator may issue a notice of forfeiture of property and the person shall turn over to the department of commerce and consumer affairs, all tools, implements, armamentariums, documents, materials, or any other property owned for use or used by the persons to provide services. Requires all proceeds generated from any forfeiture action to be deposited in the special fund. Adds that any unlicensed person shall reimburse or return any money or other consideration received to the person who made the payment of money or gave other consideration. Provides that failure to obtain a license under contractors law prior to entering into a contracting arrangement shall be deemed an unfair and deceptive practice and shall be subject to monopolies and restraint of trade law. -- HB1933 HD1

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to CPN then JDC (586-6830 or 586-6460)

HB1934 HD2 (HSCR 817-00)

RELATING TO OPTOMETRY. Representative Menor (BR) (586-6150)

Amends provision relating to therapeutically certified optometrists. Provides that the use and prescription of topical therapeutic pharmaceutical agents shall be recommended, rather than established, by the joint formulary advisory committee. Allows, rather than requires, the board of optometry to adopt the formulary. -- HB1934 HD2

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to CPN (586-6830 or 586-6460)

HB1935 HD2 (HSCR 798-00)

RELATING TO INSURANCE. Representative Menor (BR) (586-6150)

Establishes provisions for an independent bill reviewer. Provides that a reviewer is an individual who acts on behalf of either the insurer as an independent contractor or as an employee of an independent contractor and reviews or audits billings for medical services. Establishes provisions for the compensation and qualifications of a reviewer. Requires the insurance commissioner to license reviewers. Includes a licensing fee and service fee. Creates a permanent position for a motor vehicle insurance investigator / cost containment specialist to provide enforcement resources for the insurance division. Appropriation out of the insurance regulation fund. (\$\$) -- HB1935 HD2

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB1938 HD1 (HSCR 526-00)

RELATING TO REVISED UNIFORM COMMERCIAL CODE ARTICLE 9--SECURED TRANSACTIONS. Representative Menor (BR) (586-6150)

Repeals and replaces the uniform commercial code article 9, secured transactions. -- HB1938 HD1

Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB1939 HD1 (HSCR 765-00)

RELATING TO KAHOO LAWE ISLAND RESERVE COMMISSION. Representative Saiki (586-8485)

Amends provision relating to employment of attorneys by allowing the Kahoolawe island reserve commission to hire its own attorney. -- HB1939 HD1

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HOUSE BILLS WHICH PASSED THIRD READING

HB1940 HD2 (HSCR 598-00)

RELATING TO COURT APPOINTED COUNSEL LEGAL FEES.

Representative Saiki (BR) (586-8485)

Amends provision relating to appointment of counsel and compensation by increasing fees for court appointed attorneys. Provides that the court shall determine the amount of reasonable compensation to appointed counsel, based on the rate of 75 dollars an hour for out of court and in court services. Provides that the court shall increase the maximum fee of felony cases from 3,000 dollars to 3,750 dollars, jury trial misdemeanor cases from 1,500 dollars to 1,875 dollars, jury waived misdemeanor cases from 750 dollars to 950 dollars, appeals to the supreme court or intermediate appellate court from 2,500 dollars to 3,125 dollars, petty misdemeanor cases from 450 dollars to 575 dollars, and any other administrative or judicial proceeding from 1,500 dollars to 1,875 dollars. -- HB1940 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB1944 HD2 (HSCR 860-00)

RELATING TO PUBLIC SERVICE COMPANY TAX. Representative Menor (586-6150)

Amends the public service company tax provisions to require the taxes imposed on public utilities except airlines, motor carriers, common carriers by water, and contract carriers, which is in excess of 4 per cent to be kept in special accounts for each county. Requires the director of taxation to apportion and pay into the special accounts the taxes collected. Allows each county until _____, to make a 1 time irrevocable election to participate in revenue sharing and receive their portion of the tax revenues. Provides that if a county elects not to participate the moneys in their special accounts shall be refunded to the appropriate public utility. Prohibits participating counties to levy or collect any real property taxes from the public utilities. -- HB1944 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN/ TIA/ then WAM (586-6830 or 586-6460)

HB1946 HD2 (HSCR 861-00)

RELATING TO ENERGY CONSERVATION. Representative Schatz (586-9425)

Amends energy performance contracting for public facilities provision by including retrofit. Provides that all agencies shall evaluate and identify for implementation energy efficiency retrofitting through performance contracting. Allows rather than requires agencies that perform energy efficiency retrofitting to continue to receive budget appropriations for energy expenditures at an amount that will not fall below the pre retrofitting energy budget but will rise in proportion to any increase in the agency's overall budget for the duration of the performance contract or project payment term. Amends the definition of energy performance contract by providing the level of payments under the contract is made contingent upon the stipulated energy savings rather than the measured energy cost savings from retrofitting. -- HB1946 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB1947 HD2 (HSCR 716-00)

RELATING TO FISHERIES. Representative Schatz (586-9425)

Prohibits the harvest for sale, possession to sell, buy, or trade shark fins unless fins were taken from a shark landed whole in the State. Establishes penalties. Defines landed, shark fin, whole, harvest and shark. Exempts vessels that do not off load cargo in the state of Hawaii or its territorial water. -- HB1947 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WLH (586-7335)

HB1949 HD2 (HSCR 850-00)

RELATING TO ALIEN AQUATIC ORGANISMS. Representative Schatz (586-9425)

Establishes the alien aquatic organisms provision. Defines high risk vessel.

HOUSE BILLS WHICH PASSED THIRD READING

Provides that the department of land and natural resources is designated as the lead state agency for preventing the introduction and carrying out the destruction of alien aquatic organisms through the regulation of ballast water discharges and hull fouling organisms. Allows the department to establish an interagency team to address the concerns relating to alien aquatic organisms. Authorizes the department to adopt rules to include penalties; standards for the department and the US Coast Guard to use as part of their respective inspection protocols; and the implementation of a course of action in relation to the arrival or pending arrival of a high risk vessel. Requires the governor to enter into an agreement with US Secretary of Transportation including but not limited to the enforcement of state law to carry out the purpose of this provision.

-- HB1949 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD/ LRE/ then WAM (586-7335)

HB1955 HD2 (HSCR 693-00)

RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION. Representative Garcia (586-8490)

Increases the membership of the corrections population management commission from 9 to 10, with the additional member being appointed by the governor. Adds the president of the senate and the speaker of the house, or their designated representatives to be members of the commission. Repeals 1 member to be appointed by the president and 1 member to be appointed by the speaker. -- HB1955 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB1956 HD1 (HSCR 799-00)

RELATING TO SMALL BUSINESS. Representative Herkes (586-6530)

Amends Act 168, session laws of 1998, relating to the small business defender. Changes the small business regulatory review board from the department of business, economic development, and tourism to the department of budget and finance. Changes the small business defender to be within the department of budget and finance instead of the legislature. Requires the defender to be appointed by the governor without regard to civil service and compensation laws. Repeals the sunset date of June 30, 2002. Appropriation. (\$\$) -- HB1956 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB1969 HD2 (HSCR 694-00)

MAKING AN APPROPRIATION TO MATCH FEDERAL FUNDS FOR THE ESTABLISHMENT OF MANUFACTURING EXTENSION PROGRAMS.

Representative Herkes (586-6530)

Appropriation to the department of business, economic development, and tourism for the establishment of manufacturing extension programs in Hawaii.

Requires matching federal funds. (\$\$) -- HB1969 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB1970 HD2 (HSCR 847-00)

RELATING TO PREPAID TELEPHONE CALLING SERVICE. Representative Herkes (586-6530)

Establishes a general excise tax on sales of telecommunications services through prepaid telephone calling service. Provides that when a person sells prepaid telephone calling services to a licensed retail merchant, jobber, or other licensed seller for the purposes of resale the person shall be taxed as a wholesaler selling tangible personal property. Provides that all other sales shall be retail sales taxed at the rate of 4 per cent. Provides that the taxes paid shall be in lieu of public service company taxes. -- HB1970 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HOUSE BILLS WHICH PASSED THIRD READING

HB1977 HD2 (HSCR 791-00)

RELATING TO GASOLINE DEALERS. Representative M. Oshiro (586-8505)
Amends restriction on manufacturers or jobbers in operating service stations provision by changing the maximum time period for a manufacturer or jobber to operate a former dealer operated retail service station from 24 months to _____. Provides that the time limit shall not be applicable so long as there is an effective agreement between a contract dealer and the manufacturer or jobber who owns, leases, or controls the retail service station. Requires any manufacturer or jobber to report all changes in ownership or type of operation involving a branded service station to the petroleum advisory council with 14 days of any changes. Requires the council to make all reports prepared by a manufacturer or jobber relating to changes in ownership or type of operation involving a branded service station available for public inspection. -- HB1977 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to CPN (586-6830 or 586-6460)

HB1982

RELATING TO UNIFORM DISCLAIMER OF PROPERTY INTERESTS ACT.
Representative Hamakawa (586-8480)

Repeals provision relating to disclaimer of property interests and establishes the uniform disclaimer of property interests Act. Establishes provisions relating to power to disclaim; disclaimer of interest in property; disclaimer of rights of survivorship in jointly held property; disclaimer of interest by trustee; disclaimer of power of appointment or other power not held in fiduciary capacity; disclaimer by appointee, object, or taker in default of exercise of power of appointment; disclaimer of power held in fiduciary capacity; delivery or filing; when disclaimer barred or limited; tax qualified disclaimer; recording of disclaimer; and application to existing relationships. Provides definitions. -- HB1982

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to CPN then JDC (586-6830 or 586-6460)

HB1983 HD1 (HSCR 502-00)

RELATING TO THE LAND COURT. Representative Hamakawa (586-8480)
Amends provision relating to land court registration by including definition of state to mean the state of Hawaii. Amends provision relating to registration application to include that application for registration of title may be made by an unincorporated nonprofit association by a person authorized in a statement of authority recorded in the office of the assistant registrar of the land court or with the registrar of conveyances in the bureau of conveyances. -- Amends provision relating to filing liens, etc., notice to include that every conveyance, lien, order, or entry affecting registered land shall contain a reference to the number of the certificate of title and an endorsement of the current certificate of title, if applicable, of the land to be affected. -- Amends provision relating to alterations upon registration book prohibited when; court hearings; limitations. Provides that in lieu of a petition, to note a change of status of a registered owner, an affidavit noting the certificate of title number being affected shall be recorded with the assistant registrar of the land court in the bureau of conveyances together with a certified copy the proper documentation. -- HB1983 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to CPN/ GOH/ then JDC (586-6830 or 586-6460)

HB1984 HD1 (HSCR 488-00)

RELATING TO ELECTIONS. Representative Hamakawa (586-8480)
Amends the registration provisions by changing the filing deadline for an organizational report from 5 to 10 days after nomination papers are filed. Adds election period to the organizational report. Requires all candidates who withdraw or cease to be candidates, or committees directly associated with such candidates, individuals who receive contribution but fail to file for nomination, or committees or parties which discontinue their activities covered

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in this part, to return all residual private contributions to the donors within 4 years if their identities are known. Provides that in the event of a death of a candidate, residual contributions shall escheat to the Hawaii election campaign fund. Reduces funding available from public funds for candidates for the office of the governor, lieutenant governor, or the mayor from 20 per cent to 10 per cent, and for state senator, state representative, county council, and prosecuting attorney from 30 per cent to 15 per cent of the total expenditure limit for each election. Repeals the requirement that the total amount of public funds for a primary, special primary, or general election for which a candidate is entitled to receive under the entitlement to payments provision not exceed 50 per cent of the maximum amount of public funds available for the candidate's office. -- HB1984 HD1

Mar=02 00 Introduction/Passed First Reading - Senate

Mar=02 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB1994 HD2 (HSCR 692-00)

MAKING AN APPROPRIATION FOR AGRICULTURE. Representative Abinsay (586-6010)

Appropriation to the department of agriculture for agricultural research and development to be performed by the Hawaii agriculture research center. (\$\$) -- HB1994 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB1998 HD2 (HSCR 800-00)

RELATING TO STATE LEASES. Representative Abinsay (586-6010)

Establishes provisions for agricultural leases of public lands. Provides that at the time of expiration of an agricultural lease, the current lessee shall have a right of 1st preference to lease the property, and the right shall lapse unless the department is notified in writing of the exercise of the right within 60 days after the auction. Further provides that the appraised value of all infrastructure installed by the current lessee, which is directly related to an agriculture operation, excluding residences, shall be credited toward the price the current lessee must match in exercising the lessee's right of 1st preference. Authorizes the board to issue a temporary permit to the lessee or enter into an agricultural lease of not fewer than 15 years and not more than 55 years with any person who is holding a temporary permit for agricultural purposes; formerly held a state agricultural lease which expired within the last 5 years preceding January 1, 2000, and has continued to occupy the state land; has continued to occupy the public land previously leased; and has been deemed by the department to be a good steward of the public lands leased if the board has not yet decided upon the expire of the 1 year extension to re lease of the land. Requires the board to require appraisal of the parcel; impose lease provisions, restrictions, and conditions to protect the state's interests; recover from the lessee the costs of surveying and subdividing the parcel incurred by the department; and require the payment of annual lease rent based on the appraised value of land. Provides that within 6 months from the effective date of this Act, the department of land and natural resources shall notify in writing all lessees of the terms, conditions, and restrictions provided by this Act. Requires the department to adopt rules relating to appraisals, lease terms and duration, cost recovery, and other issues necessary, and hire temporary personnel and consultants to carry out the purposes, duties and responsibilities implementing this Act. Appropriation. (\$\$) -- HB1998 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD/ WLH/ then WAM (586-7335)

HB2005 HD1 (HSCR 508-00)

RELATING TO REVERSE MORTGAGES. Representative Menor (BR) (586-6150)

Amends provision relating to reverse mortgage loan by amending the definition of reverse mortgage loan to mean a nonrecourse loan wherein the committed

HOUSE BILLS WHICH PASSED THIRD READING

principal amount is secured by a mortgage on residential property owned by the borrower; is due upon sale of the property securing the loan, or upon the death of the last surviving borrower, or upon the borrower terminating use of the real property as a principal residence, or upon the borrower's default; provides cash advances to the borrower based upon the equity or the value in the borrower's owner occupied principal residence; requires no payment of principal or interest until the entire loan becomes due and payable; and is made by a lender licensed or chartered under state or federal law. Provides that this Act shall apply to any transaction made after April 25, 1999. -- HB2005 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2013 HD1 (HSCR 546-00)

RELATING TO MEDICAL RESEARCH. Representative Santiago (586-6380) Amends provision relating to sources of information protected. Provides that free standing radiation oncology facilities, and other treatment or pathology facilities be included to submit a report of persons diagnosed as having cancer to the Hawaii tumor registry or participating hospital registry. Requires physicians who diagnose or treat a patient for cancer to also submit a report unless the patient has previously been admitted or treated at a hospital, skilled nursing home, intermediate care home, or free standing radiation oncology facility for that particular cancer. Provides that hospital based registry staff may be included to assist hospitals, institutions, treatment or pathology facilities, and physician offices in the preparation of reports. -- HB2013 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to HHS (586-6130)

HB2017 HD1 (HSCR 521-00)

RELATING TO COLLECTION AGENCIES. House Speaker Say (586-6100) Amends provisions relating to collection agencies. Provides qualifications for an out of state collection agency to be designated as an exempt out of state collection agency. Prohibits an out of state collection agency to collect or attempt to collect any money or any other forms of indebtedness alleged to be due and owing from any person who resides or does business without 1st registering or receiving an exemption from the director of commerce and consumers affairs. Includes any person who files for and is granted an out of state collection agency exemption as a collection agency. -- HB2017 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2020

RELATING TO OBSOLETE LAWS. House Speaker Say (BR) (586-6100) Amends provision relating to the interagency federal revenue maximization revolving fund by repealing the requirement of the fund to be reverted back to the general funds. Repeals the reciprocal beneficiary family coverage defined; reciprocal beneficiary employees, State and counties, and fund responsibility costs. Repeals the medical services excise tax credit. Repeals real property tax; determination of rates. -- HB2020

Mar=01 00 Introduction/Passed First Reading - Senate

Mar=01 00 Single Referral to JDC (586-6030 or 586-7100)

HB2021

RELATING TO ACT 316, SESSION LAWS OF HAWAII 1993, AS AMENDED BY ACT 157, SESSION LAWS OF HAWAII 1995; AND TO ACT 278, SESSION LAWS OF HAWAII 1999. House Speaker Say (BR) (586-6100)

Amends Act 316, session laws of 1993, as amended by Act 157, session laws of 1995, relating to sentencing. Provides that provisions relating to factors to be considered in imposing term of probation and terms of probation shall be reenacted in the form which it was read on the date of repeal. Further provides that amendments to provisions relating to factors to be considered in imposing term of probation by Act 229, session laws of 1994 and Act 172, session laws of 1998 shall not be repealed. -- Amends Act 278, session laws of 1999, relating to

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crime. Provides that provisions relating to the authorization of payments for the crime victim compensation special fund shall be reenacted in the form which it was read on the date of repeal. -- HB2021

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Single Referral to JDC (586-6030 or 586-7100)

HB2022

RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS. House Speaker Say (BR) (586-6100)

Amends or repeals various provisions of the Hawaii revised statutes and the session laws of Hawaii for the purpose of correcting errors, clarifying language, correcting references, and deleting obsolete or unnecessary provisions. -- HB2022

Mar=01 00 Introduction/Passed First Reading - Senate

Mar=01 00 Single Referral to JDC (586-6030 or 586-7100)

HB2023 HD2 (HSCR 801-00)

RELATING TO AGRICULTURAL INFRASTRUCTURE. House Speaker Say (586-6100)

Provides an agriculture infrastructure improvement income tax credit. Act to be repealed on January 1, 2005 (sunset). -- HB2023 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2024 HD1 (HSCR 552-00)

MAKING AN APPROPRIATION TO THE LEGISLATIVE AGENCIES. House Speaker Say (586-6100)

Appropriation for salary increases and other cost adjustments for the office of the auditor, ethics commission, legislative reference bureau, and office of the ombudsman. (\$\$) -- HB2024 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to WAM (586-6890 or 586-6760)

HB2034 HD2 (HSCR 866-00)

RELATING TO TAXATION. Representative Takai (586-8455)

Establishes a tax on cigarettes through the use of stamps. Allows the department of taxation to enter into agreements to permit the sale of stamps by designated financial institutions. Establishes penalties. Provides that enforcement jurisdiction shall be under the attorney general. Appropriation to the department of taxation for the start up cost for implementing the stamp tax system. Appropriation to the attorney general. -- Requires the director of taxation to provide a report to the legislature on the effectiveness of this Act in reducing the loss of cigarette tax revenues to the State from the illegal sale of untaxed cigarettes. Requires the attorney general to report on the Act prior to the regular sessions of 2002 and 2003. Act to be repealed on June 30, 2006 (sunset). (\$\$) -- HB2034 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to HHS then WAM (586-6130)

HB2040 HD1 (HSCR 187-00)

RELATING TO EDUCATION. Representative Takai (586-8455)

Appropriation to the department of education for the safety risk management alliance pilot program. (\$\$) -- HB2040 HD1

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to EDU then WAM (586-6230)

HB2060 HD2 (HSCR 599-00)

RELATING TO THE UNIVERSITY OF HAWAII. Representative Morihara (586-6330)

Amends provisions relating to the special fund for special programs and

HOUSE BILLS WHICH PASSED THIRD READING

activities of the community colleges by including from which sources deposits to the fund may come from. -- HB2060 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2062 HD2 (HSCR 822-00)

RELATING TO HIGHER EDUCATION. Representative Morihara (586-6330)
Allows the university of Hawaii to retain any appropriation of general funds for operating purposes at the close of a fiscal year. Provides that the funds retained shall lapse on June 30 of the following fiscal year. Allows the use of the funds to supplement the appropriation for any university program. Report to the director of finance and the legislature. Act to repealed on June 30, 2002 (sunset) and provisions shall be reenacted in the form which they read on June 30, 2000. -- HB2062 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2066 HD1 (HSCR 695-00)

RELATING TO THE UNIVERSITY OF HAWAII FACILITIES USE REVOLVING FUND. Representative Morihara (586-6330)

Amends the university of Hawaii facilities use revolving fund to include the use of real property. Allows excess revenues to be transferred to other university funds to be invested or expended for the general benefit of the university. -- HB2066 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2073 HD2 (HSCR 583-00)

RELATING TO THE UNIVERSITY OF HAWAII. Representative Morihara (586-6330)

Reduces the number of members of the board of directors of the research corporation of the university of Hawaii from 10 to 9 and changes the composition of the board. -- HB2073 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2087 HD2 (HSCR 831-00)

RELATING TO JUVENILES. Representative Catalani (586-6490)

Establishes provision relating to limited accessibility to juvenile records. Provides that orders pertaining to the adjunction of a minor who has committed a felony or misdemeanor offense, filed in any juvenile court proceedings shall be made available to the district superintendent of the district where the school is located, if the minor is enrolled in a public school; the chief administrator of the Hawaii association of independent schools, if the minor is enrolled in a private school; and members of multidisciplinary teams, persons providing treatment or agencies treating or supervising the minor in the areas of child abuse and law enforcement. -- Establishes provision relating to written notice; schools. Requires notification from a court to appropriate school officials when a minor has committed any felony or misdemeanor. Provides that information received by a teacher, counselor, or administrator under this provision shall be received in confidence for the limited purpose of rehabilitating the minor and protecting students and staff, and shall not be further disseminated. Provides that any person who willfully violates the confidentiality provisions shall be fined not less than 1,000 dollars nor more than 10,000 dollars for each violation plus reasonable court costs and attorney's fees as determined by the court. -- HB2087 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then JDC (586-6230)

HB2088 HD1 (HSCR 681-00)

RELATING TO PROCUREMENT. Representative Catalani (586-6490)

Establishes provision relating best value for competitive sealed proposals. Provides that each purchasing agency shall ensure that it determines the most

HOUSE BILLS WHICH PASSED THIRD READING

advantageous offer by evaluating and comparing all relevant factors in addition to price so that the overall combination that best serves the State is selected. Provides that a contract may be awarded to an offeror to avoid a monopoly, or if such award will for future similar contracts, promote competition in the marketplace for the type of goods, services, or construction provided in the contract when the competitive sealed proposal was approved by the chief procurement officer. Establishes provision relating to attorney general review. Provides that in instances where a purchasing agency determines a contract shall be awarded to avoid a monopoly or promote competition, the proposal must be submitted to the attorney general for review. Amends provision relating to methods of source selection to include competitive sealed bidding. -- HB2088 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to GOH then WAM (586-6450)

HB2090 HD1 (HSCR 550-00)

RELATING TO IMPAIRED DRIVERS. Representative Ito (586-8470)

Changes the provision that, if a health care provider is providing medical care in a health care facility to any person involved in a motor vehicle accident and becomes aware as a result of a blood test that the alcohol content in the person's blood meets or exceeds the amount for driving under the influence of intoxicating liquor, the health care provider shall notify any law enforcement officer at the facility to investigate the accident, by changing accident to collision and including urine tests and drugs. Grants the health care provider immunity from any civil liability for checking drug content. -- HB2090 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to TIA/ HHS/ then JDC (586-6970)

HB2092

RELATING TO EDUCATION. Representative Ito (586-8470)

Establishes the running start program within the department of education to allow eligible high school students to enroll in any qualified course offered by the university of Hawaii system. -- HB2092

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to EDU (586-6230)

HB2095

RELATING TO EDUCATION. Representative Ito (586-8470)

Amends the vocational education under federal aid law to the career and technical education under federal aid. Amends the Hawaii workforce development council law by changing the state board for vocational education to the state board for career and technical education. Also changes references to the Carl D. Perkins Vocational and Applied Technology Education Amendments of 1998, Public Law 105-332 to the Carl D. Perkins Vocational and Technical Education Amendments of 1998, Public Law 105-332. -- HB2095

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to EDU (586-6230)

HB2096 HD1 (HSCR 766-00)

MAKING AN APPROPRIATION FOR EDUCATION. Representative Ito (586-8470)

Appropriation to the department of education to establish 260 full time equivalent (260.00 FTE) permanent teacher positions. (\$\$) -- HB2096 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2098 HD2 (HSCR 760-00)

RELATING TO CRIMINAL HISTORY. Representative Ito (586-8470)

Amends provision relating to employees of private schools; criminal history by replacing criminal history record checks with criminal history verification. Provides that any applicant for employment with a private school in a position that necessitates close proximity to children shall provide to the private school or designated organization a sworn statement indicating whether the applicant

HOUSE BILLS WHICH PASSED THIRD READING

has ever been convicted of an offense for which incarceration is or may be a sentencing option, and the details of the offense; written consent authorizing the private school or designated organization to conduct a criminal history record check and fingerprints of the applicant to be taken for the purpose of the state and national criminal history record check; and any descriptive information concerning the applicant for the purpose of conducting the criminal history record check. Provides that the private school and designated organization shall establish safeguards and procedures to protect against inadvertent or inappropriate disclosure of information obtained. Provides that the State, Hawaii criminal justice data center, private schools, and designated organizations shall be immune from civil liability for any official act decision, or omission performed pursuant to this provision, and that is not the result of gross negligence or wilful misconduct. Defines criminal history record check and designated organization. -- HB2098 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then JDC (586-6230)

HB2104 HD1 (HSCR 823-00)

RELATING TO HOUSING. Representative Arakaki (586-6050)

Authorizes the issuance of general obligation bonds for appropriation to the housing and community development corporation of Hawaii to be paid into the rental housing trust fund. (\$\$) -- HB2104 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to GOH then WAM (586-6450)

HB2123 HD2 (HSCR 854-00)

RELATING TO WAGES AND TIPS OF EMPLOYEES. Representative Yoshinaga (586-8450)

Establishes provision relating to service charge. Provides that any hotel or restaurant applying a service charge for the sale of food or beverage services shall distribute the service charge to its employees or else clearly disclose to the purchaser of such services that the service charge is being used to pay for costs or expenses other than wages and tips of employees. -- HB2123 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to CPN (586-6830 or 586-6460)

HB2129 HD1 (HSCR 522-00)

RELATING TO PAWN BROKERS AND SECONDHAND DEALERS.

Representative Yoshinaga (586-8450)

Amends pawnbrokers and secondhand dealers record of transaction provision to require a legible record and to allow any government issued identification. -- HB2129 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to CPN then JDC (586-6830 or 586-6460)

HB2143 HD2 (HSCR 767-00)

RELATING TO THE UNIFORM PRINCIPAL AND INCOME ACT.

Representative Menor (BR) (586-6150)

Establishes the uniform principal and income Act. Outlines the fiduciary duties of a trustee of an estate or trust. -- Provides guidelines for determining the net income of an estate or trust and its distribution. -- Provides for the allocation and apportionment of receipts and disbursements during the administration of an estate or trust. Provides criteria. -- Repeals the revised uniform principal and income Act. -- HB2143 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB2148

RELATING TO MOTORCYCLE AND MOTOR SCOOTER INSURANCE.

Representative Hamakawa (586-8480)

Amends the motorcycle and motor scooter insurance law to provide that any person cited shall have an opportunity to present a good faith defense, including a lack of knowledge or proof of insurance. -- HB2148

HOUSE BILLS WHICH PASSED THIRD READING

Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to CPN then JDC (586-6830 or 586-6460)

HB2150 HD1 (HSCR 1-00)

MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN. Representative Takamine (586-6200)

Appropriation for the expenses of the legislature, the office of the legislative auditor, the legislative reference bureau, the office of the ombudsman, for defraying expenses of the legislative information system, and for the legislative broadcast program. (\$\$) -- HB2150 HD1

Feb-02 00 Received by the Governor

Feb-02 00 Approved by Governor (Act 1 2000)

HB2151 HD1 (HSCR 649-00)

RELATING TO STATE BONDS. Representative Takamine (586-6200)

Establishes provisions relating to security interest. Provides that any security interest created by a governmental unit pursuant to any authorizing statute is perfected by the adoption of the measure or measures from the date on which the measure takes effect without the need for any physical delivery, filing, or recording in any office. Further provides that the priority of any security interest shall be governed by the contractual terms set forth in the measure or measures. Prohibits any security interest having priority over an existing security interest to be created in violation of the terms of an existing measure governing outstanding bonds. Requires the terms of any applicable authorizing statute to govern the enforcement of any security interest to the extent that the authorizing statute contains express provisions relating to the enforcement or authorizes a governmental unit to contract with respect to enforcement. Provides declaration of findings on debt limit with respect to general obligation refunding bonds and provides authorization for the issuance of general obligation bonds. (\$\$) -- HB2151 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to WAM (586-6890 or 586-6760)

HB2152 HD1 (HSCR 582-00)

RELATING TO HUNTING. Representative Takamine (586-6200)

Amends public hunting areas by including game management areas; forest reserves and surrendered lands; natural area reserves; restricted watersheds; cooperative game management areas; military training areas; unencumbered state lands; designed sanctuaries; and other lands designated by the board of land and natural resources. -- HB2152 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2154 HD2 (HSCR 834-00)

RELATING TO COMMUNITY SERVICES. Representative Takamine (586-6200)

Repeals the office of community services under the department of labor and industrial relations and establishes the office within the department of human services. -- HB2154 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to LRE/ HHS/ then WAM (586-7330)

HB2156 HD2 (HSCR 824-00)

MAKING AN APPROPRIATION FOR BASIC DENTAL SERVICES FOR ADULTS.

Representative Arakaki (586-6050)

Appropriation to the department of health for start up costs and dental services for indigent adults. Requires these dental services to be provided through community based centers and other nonprofit, community based dental safety net providers. (\$\$) -- HB2156 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

HOUSE BILLS WHICH PASSED THIRD READING

Mar=09 00 Multiple Referral to HHS then WAM (586-6130)

HB2158 HD1 (HSCR 668-00)

RELATING TO MOTOR VEHICLE INSURANCE. Representative Arakaki (586-6050)

Amends motor vehicle insurance personal injury protection benefits to include medical equipment and supplies. -- HB2158 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to CPN (586-6830 or 586-6460)

HB2160 HD2 (HSCR 727-00)

RELATING TO THE TRAUMATIC BRAIN INJURY TRUST FUND.

Representative Arakaki (586-6050)

Establishes the traumatic brain injury trust fund that shall be under the custody of the traumatic brain injury board, to fund services relating to traumatic brain injuries including programs to educate the public; programs to train and educate professionals; and programs to fund research, evaluation, and advocacy activities to identify cost effective strategies to meet the needs of traumatic brain injury survivors and their families. -- Provides that the trust fund shall be funded by a ____ dollar surcharge to fines and penalties imposed for drugs, alcohol, and highway safety; driving under the influence of intoxicating liquor; and noncompliance of the speed limit. Allows the board to accept federal funds granted by Congress or executive order, as well as donations from individuals, private organizations, or foundations. -- Changes the traumatic brain injury advisory board to traumatic brain injury board that shall annually report to the legislature. -- HB2160 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to JDC/ HHS/ then WAM (586-6030 or 586-7100)

HB2171 HD1 (HSCR 480-00)

RELATING TO MEAL BREAKS. Representative Yoshinaga (586-8450)

Establishes provisions prohibiting any employee from working 6 or more consecutive hours continuously without at least 30 consecutive minutes or 2 periods of at least 15 consecutive minutes each for rest or meal period, unless a collective bargaining agreement or company policy contains express provisions for these employee breaks. Exempts employees with duties that entail providing health, transportation, or public safety services. -- HB2171 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to LRE then WAM (586-7330)

HB2183 HD1 (HSCR 144-00)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES. Representative Nakasone (586-6210)

Authorizes the issuance of special purpose revenue bonds to assist Worldwide Energy Group, a Hawaii corporation, in the planning, design, construction, and operation of any and all elements of the Hawaii sugar ethanol project, including a multi million gallon per year fuel grade ethanol facility on the island of Kauai and other appropriate locations in the State. (\$\$) -- HB2183 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2185 HD2 (HSCR 592-00)

RELATING TO PUBLIC LANDS. Representative Souki (586-9444)

Provides that the county of Maui may enter into a lease by negotiation and a development agreement with a private developer for applicable portions of not more than 15 acres of the area designated as the Olowalu sanitary landfill for the development of a heliport as an ancillary use to provide emergency medical services, fire safety, other public safety services, and passenger services. Provides that all funds from the leasing of applicable portions of the area designated as the Olowalu sanitary landfill shall be used by the county of Maui for purposes related to the maintenance of the Olowalu sanitary landfill. --

HB2185 HD2

HOUSE BILLS WHICH PASSED THIRD READING

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to TIA/ WLH/ then WAM (586-6970)

HB2187 HD2 (HSCR 743-00)

RELATING TO ADMINISTRATIVE RULES. Representative Herkes (586-6530) Amends provision relating to administrative rules by establishing the review of agency rules provisions. Defines co chairs and committee to mean co chairpersons and the joint legislative management committee, respectively. Establishes the application for review; committee review; criteria for review; committee recommendation; and limitation provisions. Establishes provision relating to scope of rulemaking authority. Provides that the legislature finds and declares that the agency's power to adopt rules of a substantive nature is limited to the authority delegated by the legislature; the agency may only exercise its rulemaking authority within the framework of the statute under which it is conferred; the agency shall strive to implement the legislative intent of the statute conferring authority; and rules that conflict with the scope of the law they were devised to implement are invalid. Prohibits agencies from exceeding the scope of the substantive statutory authority conferring the power to adopt rules. -- HB2187 HD2

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB2188 HD2 (HSCR 744-00)

RELATING TO ADMINISTRATIVE PROCEDURE. Representative Herkes (586-6530)

Establishes provision relating to rulemaking procedure. Provides that when making, amending, or repealing rules, agencies shall comply with the requirements of this provision, and applicable federal mandates. Provides that head of the agency shall assign a designated representative the responsibility of ensuring that the rules are developed in concert with the spirit and intent of the law. Adds definition of head of agency. Amends Act 168, session laws of 1998 by extending the sunset date from June 30, 2002 to June 30, 2006. -- HB2188 HD2

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to CPN/ JDC/ then WAM (586-6830 or 586-6460)

HB2193 HD1 (HSCR 746-00)

RELATING TO PUBLIC ACCESS. Representative M. Oshiro (586-8505)

Appropriation to the office of the legislative reference bureau for a 2nd full time staff person for the public access room. (\$\$) -- HB2193 HD1

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to WAM (586-6890 or 586-6760)

HB2194 HD2 (HSCR 774-00)

RELATING TO PUBLIC ACCESS. Representative M. Oshiro (586-8505)

Appropriation to the legislature for a legislative audio streaming pilot project. -- Appropriation to the legislature for a childcare pilot program. -- Transfers the sales and distribution of all legislative publications from the lieutenant governor to the legislature. Amends provisions relating to the legislative publications special fund. Repeals the requirement that proceeds from the publication and use of legislative publications and information services in an electronic form to be deposited into the fund. Amends the general purposes of bureau provision. Requires that the legislature reference bureau perform the functions of statute revision, and publication, sale, and distribution of all legislative publications, including but not limit to session laws, supplements, and replacement volumes, and the recordation of all legislative and gubernatorial acts. Provides that money received shall be deposited into the Hawaii legislative publication special fund, rather than the general fund. -- Requires the joint legislative management committee to oversee the transition of control over the sale, disbursement, storage , and other ancillary concerns related to the legislative publications. (\$\$) -- HB2194 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

HOUSE BILLS WHICH PASSED THIRD READING

Mar=09 00 Single Referral to WAM (586-6890 or 586-6760)

HB2204 HD2 (HSCR 775-00)

RELATING TO ETHANOL. Representative Morita (586-8435)
Provides an ethanol producer income tax credit of ____ cents per gallon of qualifying ethanol production of fuel grade ethanol produced at a qualifying ethanol production facility for a period of 10 years (sunset). Defines qualifying ethanol production as ethanol produced from renewable, organic feedstocks, or waste materials, including municipal solid waste. Requires all qualifying production to be fermented, distilled, and dehydrated at the facility. Defines qualifying ethanol production facility as a facility located in the State which produces motor fuel grade ethanol meeting the minimum specification by the American Society of Testing and Materials standard D-4806. -- HB2204 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2212 HD1 (HSCR 241-00)

RELATING TO HARBORS. Representative Hiraki (586-6180)
Amends public service company tax provisions to establish that the 1st 3 million dollars of tax revenues from passenger ticket sales from contract carriers by water engaged in the business of transporting persons between harbors or wharves of the various counties for interisland cruises shall be deposited into the general fund and revenues in excess of 3 million dollars shall be deposited into the harbor special fund. Moneys deposited into the harbor special fund shall be expended by the department of transportation for making improvements and additions to the passenger cruise facilities identified in the Leo A. Daly Statewide Passenger Cruise Facility Study, or for the reimbursement of the special fund for expenditures for such purposes. Establishes a limit. -- HB2212 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to TIA/ ECD/ then WAM (586-6970)

HB2213

RELATING TO BINDING ARBITRATION AWARDS. Representative Hiraki (586-6180)
Amends motor vehicle binding arbitration provision to provide that collection of any arbitration award issued under this provision shall be limited to the applicable liability policy limit, unless the insured tortfeasor otherwise agrees. -- HB2213
Mar=02 00 Introduction/Passed First Reading - Senate
Mar=02 00 Single Referral to CPN (586-6830 or 586-6460)

HB2216

RELATING TO UNINSURED MOTOR VEHICLES. Representative Hiraki (586-6180)
Amends the motor vehicle insurance law by redefining the unidentified motor vehicle portion of an uninsured motor vehicle. Defines it as an unidentified motor vehicle that causes an accident resulting in injury provided the accident is reported to the police or proper governmental authority within 30 days or as soon as practicable thereafter. -- HB2216
Mar=03 00 Introduction/Passed First Reading - Senate
Mar=03 00 Single Referral to CPN (586-6830 or 586-6460)

HB2218 HD1 (HSCR 152-00)

RELATING TO INSURANCE. Representative Menor (BR) (586-6150)
Allows the insurance commissioner to transfer up to 10 per cent of the total moneys credited to the captive insurance administrative fund in the prior fiscal year to the insurance regulation fund which can be used to promote Hawaii as a captive insurance domicile, subject to the approval of the director of commerce and consumer affairs. -- HB2218 HD1
Mar=03 00 Introduction/Passed First Reading - Senate
Mar=03 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HOUSE BILLS WHICH PASSED THIRD READING

- HB2219 HD1 (HSCR 509-00) RELATING TO INSURANCE. Representative Menor (BR) (586-6150)
Repeals and replaces confidential treatment provisions for captive insurance companies. Replaces pure captive insurance company with class 1, 2 or 4 and not pure captive insurance company with class 3, for financial report provisions.
-- HB2219 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)
- HB2220 RELATING TO CAPTIVE INSURANCE. Representative Menor (BR) (586-6150)
Establishes provisions for the conversion or merger of captive insurers which allows a captive insurance company to convert into another corporate form to become a converted insurer or merge with another captive insurance company.
Requires the approval of a plan of conversion by the insurance commissioner and filings with the department of commerce and consumer affairs. -- HB2220
Mar=03 00 Introduction/Passed First Reading - Senate
Mar=03 00 Single Referral to CPN (586-6830 or 586-6460)
- HB2222 HD1 (HSCR 153-00) RELATING TO CONDOMINIUMS. Representative Menor (BR) (586-6150)
Requires the real estate commission to conduct a review of Hawaii's condominium property regimes law, make findings and formulate recommendations for recodification of the law, and develop draft legislation. Review to include condominium and common interest laws of other states, the uniform common interest Act, and other related laws and issues, and to include consultation with public and private organizations and individuals whose duties and interests are affected by the condominium regimes law, including the department of commerce and consumer affairs, and other state, county, and private agencies. Appropriation to the department of commerce and consumer affairs to conduct a comprehensive review of the condominium property regimes law and to establish a temporary full time condominium specialist position exempt from civil service and compensation provisions that shall be filled by a licensed attorney. Requires the real estate commission to report to legislature. (\$\$) -- HB2222 HD1
Mar=03 00 Introduction/Passed First Reading - Senate
Mar=03 00 Multiple Referral to CPN/ GOH/ then WAM (586-6830 or 586-6460)
- HB2243 HD2 (HSCR 696-00) MAKING AN APPROPRIATION FOR VETERANS CEMETERIES. Representative Chang (586-6120)
Appropriation to the department of defense as a grant to each county for the maintenance of state veterans cemeteries in the counties of Hawaii, Kauai, and Maui. Requires funds be transferred to each county at the beginning of the 2000 - 2001 fiscal year. (\$\$) -- HB2243 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to TIA then WAM (586-6970)
- HB2245 HD2 (HSCR 762-00) RELATING TO THE HAWAII TOURISM AUTHORITY. Representative Chang (586-6120)
Establishes provision relating to the environmental impact statement law within the Hawaii tourism authority. Provides that the Hawaii tourism authority shall not be subject to the environmental impact statements law, including the preparation of an environmental assessment or an environmental impact statement, whether in draft or final form, except for any authority action that requires another agency's approval. -- HB2245 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to ECD/ LRE/ then JDC (586-7335)
- HB2252 HD1 (HSCR 697-00) RELATING TO THE CONVEYANCE TAX. Representative Yamane (586-8515)
Provides a conveyance tax exemption for any document or instrument

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conveying real property from a parent corporation to a subsidiary of the corporation or subsidiary to its parent corporation; for any document or instrument conveying real property or any interest that is executed pursuant to a conversion of a general partnership or a limited partnership to a limited liability company; the interest in real property owned by a transferor who is an individual, conveyed by any document to a corporation or limited liability company owned by the transferor, transferor and spouse, transferor and the children, or transferor, spouse, and children; and the interest in real property owned by a transferor who is an individual, conveyed by any document to a corporation or limited liability company owned by the spouse, children, or transferor's spouse and children. -- HB2252 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to WAM (586-6890 or 586-6760)

HB2261 HD1 (HSCR 650-00)

RELATING TO VOLUNTEER SERVICES. Representative Luke (BR) (586-8530)

Establishes the state volunteer services office within the office of the governor. Defines office to mean the state volunteer service office. Requires the board to establish a comprehensive program on volunteerism. Provide criteria. Annual report to the legislature. -- HB2261 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to LRE then WAM (586-7330)

HB2262 HD2 (HSCR 728-00)

ESTABLISHING A COMMISSION TO CELEBRATE THE ONE-HUNDREDTH ANNIVERSARY OF THE ARRIVAL OF THE KOREANS TO HAWAII.

Representative Luke (586-8530)

Establishes a temporary commission to be known as the Korean centennial celebration commission within the office of the governor. Provides that the commission shall have charge of all arrangements for the commemoration of the centennial anniversary of the arrival of the 1st Koreans to Hawaii. Provides that the centennial celebration shall be immune from civil liability that may occur in the implementation of the celebration. Requires the commission to consist of 15 members of the Korean community to be appointed by the governor. Provides that an individual appointed to another commission shall be eligible to be appointed as member of this commission. Provides that members of the commission shall be immune from civil liability for any act done in connection with the performance of their duties. Requires the commission to identify a non profit organization that will be responsible for any moneys received or expended for the centennial anniversary celebration. Provides that the commission may seek grants from public and private sources and may accept donations to finance the projects, programs, and activities of the centennial anniversary celebration. Further provides that the grants and subsidies law shall not apply to any grant or subsidy made pursuant to this provision. Requires the commission to report to the governor. Provides that the commission shall cease to operate after December 31, 2003 (sunset). -- HB2262 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2273 HD2 (HSCR 776-00)

RELATING TO THE HAWAII CHILDREN'S TRUST FUND. Representative Arakaki (586-6050)

Appropriation out of the Hawaii tobacco settlement special fund to the department of health to be paid into the Hawaii children's trust fund to strengthen families and to prevent child abuse and neglect. -- HB2273 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to HHS then WAM (586-6130)

HB2277 HD1 (HSCR 747-00)

RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND.

HOUSE BILLS WHICH PASSED THIRD READING

Representative Santiago (586-6380)

Amends provisions relating to the use of tobacco settlement funds by the department of health. Provides that the moneys received or expended shall not supplant or diminish the funding of existing tobacco prevention and control programs or any health related programs funded in whole or in part by the State. -- HB2277 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to HHS then WAM (586-6130)

HB2278 HD2 (HSCR 818-00)

RELATING TO SOCIAL WORKERS. Representative Santiago (586-6380)

Allows the director of commerce and consumer affairs to enter into reciprocity agreements with other states and issue a license to a social worker who has been licensed in that state, provided that the requirements for a license in the state in which the applicant is licensed are deemed by the director to be higher or equivalent to the requirements for a license in this State. Further allows the director to issue a license by endorsement by honoring a passing score on the examination of the Association of State Social Work Boards. -- Repeals the sunset date of the social workers law. -- Requires each applicant for licensure who have passed the Academy of Certified Social Workers examination administered by the National Association of Social Workers prior to June 30, 1995 to be deemed to have satisfied the requirements only if the application is filed with the department by June 30, 2000. -- HB2278 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to CPN (586-6830 or 586-6460)

HB2279 HD1 (HSCR 431-00)

RELATING TO HEALTH CARE PROFESSIONALS. Representative Santiago (586-6380)

Establishes provisions relating to the scope of practice and analysis of health care professionals. Requires new measures being considered for enactment that would expand the scope of practice of a health care professional to be referred to the department of commerce and consumer affairs for analysis. Provides that referrals shall be by concurrent resolution. Requires the small business regulatory review board to report to the legislature. -- Requires the director of commerce and consumer affairs to establish and convene 1 or more scope of practice investigative panels within the department to analyze and report. Authorizes the department of commerce and consumer affairs to establish and fill an administrative assistant and secretary position, exempt from civil service and compensation provisions. -- HB2279 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to HHS then CPN (586-6130)

HB2280 HD2 (HSCR 777-00)

RELATING TO SCHOOL-TO-WORK. Representative Ito (586-8470)

Amends Act 343, session laws of 1997, establishing the school to work opportunities pilot project, by repealing the term opportunities and its designation as a pilot project. Changes the membership of the Hawaii school to work executive council to include a member of the board of education designated by the chairperson of the board of education and a member of the board of regents of the university of Hawaii designated by the chair of the board of regents. Requires Allows the council to contract with another state entity for its administrative functions and allows the council to receive federal, state and private resources. Repeals the councils authority to appoint staff. Appropriation. (\$\$) -- HB2280 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to LRE/ EDU/ then WAM (586-7330)

HB2285 HD1 (HSCR 729-00)

MAKING AN APPROPRIATION FOR THE HAWAIIAN STUDIES PROGRAM. Representative Kawakami (586-6280)

Appropriation to the department of education to hire 1 resource teacher for each

HOUSE BILLS WHICH PASSED THIRD READING

public school district in the State and a supervisor to lead and coordinate the activities of the resource teachers. (\$\$) -- HB2285 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2289 RELATING TO WORKERS' COMPENSATION. Representative Yoshinaga (586-8450)
Amends provision relating to workers' compensation by redefining medical care, medical services, or medical supplies to include every type of care, treatment, surgery, hospitalization, attendance, service, and supplies as the nature of the work injury requires, and includes such care, services and supplies rendered or furnished by a physical therapist assistant. -- HB2289
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to LRE/ CPN/ then WAM (586-7330)

HB2297 RELATING TO FAMILY OR HOUSEHOLD MEMBER ABUSE. Representative Hamakawa (586-8480)
Amends provision relating to abuse of a family of household members; penalty by clarifying that the repeat offender provision applies to successive convictions, rather than commission of successive violations of law. -- HB2297
Mar=03 00 Introduction/Passed First Reading - Senate
Mar=03 00 Single Referral to JDC (586-6030 or 586-7100)

HB2309 HD1 (HSCR 698-00) RELATING TO LAND EXCHANGE IN NORTH KONA, HAWAII. Representative Cachola (586-6110)
Approves land exchange involving private lands at Kiholo Bay, North Kona, Hawaii, owned by Earl E. Bakken and public lands located inland of Kiholo Bay, North Kona, Hawaii. Provides criteria. -- HB2309 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HB2310 HD1 (HSCR 579-00) RELATING TO THE SALE OF RESIDENTIAL CONDOMINIUM APARTMENTS TO OWNER-OCCUPANTS. Representative Menor (BR) (586-6150)
Amends provision relating to sales to owner occupants. Establishes definition of initial date of sale to mean the date of the 1st publication of the announcement or advertisement required. Amends definition of chronological system to include reservations in documents that prospective owner occupants deliver to the developer or designated real estate broker. -- Repeals and replaces provision relating to announcement, publication. Provides that all publications, announcements, advertisements, and sales literature shall state that for a 30 day period following the 1st date of sale of this condominium project at least 50 per cent of the units being sold shall be offered only to prospective owner occupants. -- Changes provision relating to designation of residential units to designation of residential apartments. Provides that a developer shall have the right to substitute a unit designated for owner occupants with a unit that is not so designated; provided that the units are similar. -- Changes provision relating to sale of residential units to sale of residential apartments; developer requirements. Provides that the developer may go to sale using either a chronological system or a lottery system at any time after an effective date for a public report has been issued and for which the effective date has not expired. Provides criteria. -- Amends provisions relating to affidavit, inapplicability of part or sections, and tenants subject to rental agreement; notice of conversions to accommodate provision relating to sale of residential; developer requirements. Repeals provisions relating to designation of residential units; sale of residential units; and financial institutions and escrow companies, obligations. -- HB2310 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to GOH then WAM (586-6450)

HOUSE BILLS WHICH PASSED THIRD READING

- HB2311 HD1 (HSCR 835-00) RELATING TO THE PROCUREMENT CODE FOR DESIGN PROFESSIONAL SERVICES. Representative Kanoho (586-6270)
Establishes provision relating to procurement of design professional services. Provides that the screening committee shall establish criteria for the selection of persons on the list prepared based on experience and professional qualifications of its assigned staff in the project type; and past performance on projects of similar scope for public agencies or private industry. Provides that contracts awarded shall be posted electronically within 30 days of award and for each fiscal year, all contracts awarded shall be published statewide at least once. -- HB2311 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to GOH then WAM (586-6450)
- HB2314 HD1 (HSCR 636-00) RELATING TO INSURANCE. Representative Hiraki (586-6180)
Amends unfair methods of competition and unfair or deceptive acts or practices in the business of insurance to include refusing to provide or limiting coverage available to an individual because the individual may have a 3rd party claim for recovery of damages. -- HB2314 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to CPN (586-6830 or 586-6460)
- HB2315 HD1 (HSCR 527-00) RELATING TO MOTOR VEHICLE INSURANCE. Representative Hiraki (586-6180)
Amends the motor vehicle insurance covered loss deductible provision which provides that whenever a person effects a recovery for bodily injury, whether by suit, arbitration, or settlement, and it is determined that the person is entitled to recover damages, the judgment, settlement, or award shall be reduced by 5,000 dollars or the amount of personal injury protection benefits incurred up to the maximum limit. Changes 5,000 dollars to ____ per cent of the amount of personal injury protection benefits incurred up to the maximum limit. -- HB2315 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to CPN then JDC (586-6830 or 586-6460)
- HB2316 HD1 (HSCR 637-00) RELATING TO MOTOR VEHICLE INSURANCE. Representative Hiraki (586-6180)
Amends motor vehicle insurance personal injury protection benefits provision by adding that an insurer providing personal injury protection benefits may require the claimant to submit to an independent medical examination when reasonably necessary. Also adds that any dispute regarding the necessity or selection of an independent medical examiner may be submitted to the insurance commissioner, arbitration, or circuit court for determination. -- HB2316 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to CPN (586-6830 or 586-6460)
- HB2344 RELATING TO ATTORNEYS' FEES. Representative Saiki (BR) (586-8485)
Removes from the statutory section governing limitations on attorneys' fees in actions in the nature of assumpsit, the provision that the section shall not apply to the recovery of reasonable attorneys' fees by a planned community association and its members in actions for the collection of delinquent assessments, the foreclosure of any lien, or the enforcement of any provision of the association's governing documents, or affect any right of a prevailing party to recover attorneys' fees exceeding 25 per cent of the judgment if specifically provided for by statute. -- HB2344
Mar=02 00 Introduction/Passed First Reading - Senate
Mar=02 00 Multiple Referral to GOH then JDC (586-6450)

HOUSE BILLS WHICH PASSED THIRD READING

- HB2349 HD1 (HSCR 641-00) RELATING TO INSURANCE. Representative Takumi (586-6170)
Amend motor vehicle insurance provisions to establish additional civil liability. Provides that an insurer whose insured causes death or injury to another person and is not entitled to the reduction in covered loss deductible, may recover the amount of the covered loss deductible that would have applied from the insured whose conduct resulted in inapplicability of the covered loss deductible. -- HB2349 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to TIA/ CPN/ then JDC (586-6970)
- HB2354 HD2 (HSCR 699-00) MAKING AN APPROPRIATION FOR THE FIFTIETH ANNIVERSARY COMMEMORATION OF THE KOREAN WAR COMMISSION. Representative Garcia (BR) (586-8490)
Appropriation to the department of defense to carry out the functions of the 50th anniversary commemoration of the Korean war commission throughout the state. (\$\$) -- HB2354 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to TIA then WAM (586-6970)
- HB2356 HD1 (HSCR 420-00) RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION. Representative Chang (586-6120)
Repeals the high technology development corporation provision and the Hawaii strategic development corporation provision. Establishes the high technology development corporation to be placed within the department of business, economic development, and tourism. Establishes the Hawaii venture capital special fund for the purpose of seed capital and venture capital investment in technology development in Hawaii. Establishes the Hawaii technology special fund for operation of the corporation. Requires the governor to select a management team and appoint a representative from the governor's office to spearhead the management team to develop appropriate transition plans; rework position description; revise personnel classifications; develop an organizational structure; prepare a proposed budget; and attend to other administrative details for the initially operational of the high technology development corporation on July 1, 2001. Transfers all moneys, unexpended balances of appropriations, allocation, allotments, special or revolving funds, or other funds created in the Hawaii strategic development corporation revolving fund to the Hawaii venture capital special fund. Transfers all records, equipment, files, supplies, contracts, books, papers, documents, maps, appropriations, and other property heretofore made, used, acquired, or held by the high technology development corporation and the Hawaii strategic development corporation with the functions to which they relate to the high technology development corporation. Requires the governor to submit a report to the legislature on the transition plans for consolidation. Terminates the boards of the high technology development corporation and the Hawaii strategic development corporation no later than June 30, 2001 (sunset). -- HB2356 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to ECD/ EDU/ LRE/ then WAM (586-7335)
- HB2362 HD1 (HSCR 665-00) RELATING TO ANNULMENT, DIVORCE, AND SEPARATION. Representative Lee (586-9460)
Amends provision relating to service of annulment, divorce, and separation. Provides that if the plaintiff, as a result of impoverishment, is unable to publish notice, the plaintiff shall file an affidavit attesting to impoverishment and to the fact that after due and diligent search, the whereabouts of the individual sought to be served are unknown. Provides that upon those filings, the court shall order that service be made by forwarding a certified copy of the pleadings and process to the individual at the last known address by registered mail, with a return receipt requested and a directive to deliver to addressee only. Requires

HOUSE BILLS WHICH PASSED THIRD READING

service to be completed 30 days after mailing. Provides that the plaintiff shall attest to the fact of the mailing and the date thereof by affidavit, attaching the sender's receipt for that mail and, if available, the return receipt and envelope. -- HB2362 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB2367 HD1 (HSCR 368-00)

RELATING TO POST-SECONDARY EDUCATION. Representative Arakaki (586-6050)

Establishes within the department of human services a post secondary transitional benefits program for heads of households in the temporary assistance to needy families program to be known as the bridge to hope program. Requires the single parent to be working or a student in a course of study approved by the department. Requires the department to ensure that its activities be consistent with the principles and goals of promoting self sufficiency, earning an educational degree, eliminating poverty, and safeguarding the health, safety, and welfare of Hawaii's poor children. -- HB2367 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to HHS/ EDU/ then WAM (586-6130)

HB2368 HD1 (HSCR 369-00)

RELATING TO HOUSING. Representative Arakaki (586-6050)

Establishes provision relating to replacement housing. Authorizes the executive director of the housing and community development corporation of Hawaii to provide for an additional unit of public housing for units being demolished, disposed of, or renovated. Requires the executive director to adjust the operating subsidies the corporation receives to provide assistance for any replacing housing within ____ years. Prohibits the executive director to adjust, or partial adjust the amount the corporation receives for modernization, improvements, or rehabilitation, and use any additional amounts received for replacement housing or physical improvements necessary to preserve viable public housing. -- HB2368 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to GOH then WAM (586-6450)

HB2374 HD1 (HSCR 700-00)

MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII COMMUNITY COLLEGES SYSTEM. Representative Morihara (586-6330)

Appropriation to the university of Hawaii community colleges system for the continuing development and implementation of a Pacific aerospace training center at Honolulu community college. (\$\$) -- HB2374 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2375 HD2 (HSCR 701-00)

MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII AT MANOA.

Representative Morihara (586-6330)

Appropriation to the university of Hawaii at Manoa for the marine bioproducts engineering center in the school of ocean and earth science and technology to develop and establish a bioreactor development and training program and for the school of ocean and earth science and technology. (\$\$) -- HB2375 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2378 HD1 (HSCR 518-00)

RELATING TO MOTOR VEHICLE INSURANCE. Representative Takumi (BR) (586-6170)

Changes liability coverage and the aggregate limit per accident for motor vehicle insurance. -- HB2378 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

HOUSE BILLS WHICH PASSED THIRD READING

Mar=07 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB2388 HD2 (HSCR 717-00)

RELATING TO EDUCATION. Representative Ito (586-8470)

Amends the provision which provides that any child who is found to be in possession of a dangerous weapon, switchblade knife, intoxicating liquor or illicit drug while attending school may be excluded from school for up to 92 school days, by including selling or use of a dangerous weapon or switchblade knife, or selling, consuming, or use of intoxicating liquor or illicit drugs. -- HB2388 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then JDC (586-6230)

HB2391 HD1 (HSCR 849-00)

MAKING AN APPROPRIATION FOR PARENT-COMMUNITY NETWORKING CENTERS. Representative Kawakami (586-6280)

Appropriation to the department of education for 2 district coordinator positions, 1 each for Maui and Kauai, and to continue funding of PCNC (parent community networking center) facilitators on Kauai and Maui, and for 45 schools currently funded and 40 schools that are not receiving any funds, and for 8 part time parent liaison coordinators, 1 per district plus Kona. (\$\$) -- HB2391 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2392 HD2 (HSCR 839-00)

RELATING TO HEALTH. Representative Kawakami (586-6280)

Requires each policy under accident and sickness provisions, individual and group health care contracts under benefit societies provisions, and each health maintenance organization (HMOs) to provide coverage for health care other than an accident only, specified disease, hospital indemnity, medicare supplement, long term care, or other limited benefit health insurance policy to provide coverage for outpatient diabetes self management training, education, equipment, and supplies. -- HB2392 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to HHS then CPN (586-6130)

HB2396 HD1 (HSCR 661-00)

RELATING TO DEGREE-GRANTING INSTITUTIONS. Representative Yoshinaga (586-8450)

Amends unaccredited degree granting institutions law to include the definition of promotional materials to mean sales promotion and marketing materials, exclusive of advertising. -- HB2396 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to CPN (586-6830 or 586-6460)

HB2403

RELATING TO AQUACULTURE. House Speaker Say (BR) (586-6100)

Repeals the aquaculture advisory council provision. -- HB2403

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to ECD then WAM (586-7335)

HB2404 HD1 (HSCR 730-00)

RELATING TO AQUACULTURE. House Speaker Say (BR) (586-6100)

Establishes provisions relating to fees for aquaculture services. Authorizes the department of agriculture to establish and assess fees for aquatic animal and plant health diagnostic services, and for any items or expert services purchased from the department related to aquaculture planning, disease management, and the marketing of seafood products. Establishes the aquaculture development special fund to implement the aquatic disease management programs and activities of the department, including provision of state funds to match federal grants; and to support research and development programs and activities relating to expansion of the state aquaculture industry. Appropriation to the department of agriculture. (\$\$) -- HB2404 HD1

HOUSE BILLS WHICH PASSED THIRD READING

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2405 HD2 (HSCR 702-00)

RELATING TO PESTICIDES. House Speaker Say (BR) (586-6100)
Amends provision relating to pesticides. Adds definition of integrated pest management. Allows the personnel costs to be charged to the pesticide use revolving fund. Includes the development of integrated pest management strategies to be charged to the pesticide use revolving fund. Repeals the ceiling on the balance of the pesticide use revolving fund. Exempts pesticides deregulated by the administrator of the environmental protection agency (EPA) from regulation in Hawaii unless the department has determined that the pesticide may cause unreasonable adverse effects on the environment. Changes civil penalties to administrative penalties. Provides procedure to recover administrative penalties imposed. -- HB2405 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to LRE/ ECD/ then WAM (586-7330)

HB2406 HD1 (HSCR 703-00)

RELATING TO AGRICULTURE. House Speaker Say (BR) (586-6100)
Amends provision relating to the duties of the department of agriculture. Provides that in cooperative agreement with any authorized federal agency, employees of the cooperative agency may be designated to carry out, on behalf of the State the same as department personnel, specific duties and responsibilities, and rules adopted for the effective prosecution of pest control, and animal disease control, and regulation of import into the State and intrastate movement of regulated articles. Adds plant and nondomestic animal quarantine provision to the department's various duties. -- HB2406 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to ECD (586-7335)

HB2407 HD1 (HSCR 651-00)

MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF AGRICULTURE. House Speaker Say (BR) (586-6100)
Appropriation to the department of agriculture to cover all expenses related to temporarily relocating the measurement standards program and its personnel. Authorizes the issuance of general obligation bonds for appropriation to the department of agriculture to finance the cost of planning, design, construction, and equipping a new building for the measurement standards and commodities programs on Oahu. Allows expending agencies to delegate to another state agency the implementation of projects when it is determined that it is advantageous to do so with the approval of the governor. (\$\$) -- HB2407 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2408 HD2 (HSCR 778-00)

RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS.
House Speaker Say (BR) (586-6100)
Amends provision relating works of art special fund to provide up to 300,000 dollars a year as approved by the state foundation on culture and the arts commissioners for performing arts, including dance, theater, music, and opera. -- HB2408 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2409 HD1 (HSCR 529-00)

MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES, INFORMATION AND COMMUNICATION SERVICES DIVISION. House Speaker Say (BR) (586-6100)
Appropriation to the department of accounting and general services to be used in support of the state's information processing services program. (\$\$) -- HB2409 HD1

HOUSE BILLS WHICH PASSED THIRD READING

Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to EDU then WAM (586-6230)

HB2410 HD1 (HSCR 704-00)

RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR. House Speaker Say (BR) (586-6100)

Appropriation for the purpose of satisfying claims for legislative relief to persons, firms, corporations, and entities which have claims against the State due to overpayment of taxes, refunds, reimbursements, payments of judgments or settlements, or other liabilities. (\$\$) -- HB2410 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB2412

RELATING TO CONTEMPT. House Speaker Say (BR) (586-6100)

Amends provision relating to criminal contempt of court. Provides that a person commits the offense of criminal contempt of court if the person recklessly disobeys or resists the process, injunction, or other mandate of a court; this action shall be constituted as a petty misdemeanor. -- HB2412

Mar=02 00 Introduction/Passed First Reading - Senate

Mar=02 00 Single Referral to JDC (586-6030 or 586-7100)

HB2413 HD1 (HSCR 670-00)

RELATING TO COMPUTER CRIME. House Speaker Say (BR) (586-6100)

Establishes provisions relating to computer fraud in the 1st and 2nd degree; computer damage in the 1st and 2nd degree; and unauthorized computer access in the 1st, 2nd and 3rd degree. -- Provides that any property used or intended for use in the commission of, attempt to commit, or conspiracy to commit a computer crime, or which facilitated or assisted such activity shall be forfeited. -- Amends provision relating to extortion to include that a person commits extortion if he causes damage to a computer, computer system, or computer network. -- Amends definitions of the computer crime law by redefining access, computer, computer equipment, computer network, computer program, computer services, computer system, data, and property; establishing definitions for obtain information, rule of court, and statute; and by omitting definitions for disruption and injury. -- HB2413 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB2414 HD1 (HSCR 530-00)

MAKING AN EMERGENCY APPROPRIATION FOR THE ASBESTOS PROPERTY DAMAGE LITIGATION. House Speaker Say (BR) (586-6100)

Appropriation to the department of the attorney general for the expenses of the asbestos property damage litigation. (\$\$) -- HB2414 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB2417 HD1 (HSCR 731-00)

RELATING TO CHILD SUPPORT ENFORCEMENT. House Speaker Say (BR) (586-6100)

Amends provision relating to assignment by court order of future income for payment support. Provides that the order of assignment to the child support enforcement agency shall be in the standard format prescribed by the Social Security Act, as amended by the child support enforcement agency. Provides that the order of assignment shall be effective immediately after service upon an employer of a true copy of the order, which service may be effected by regular mail, by personal delivery, or transmission by electronic means. Provides that an employer withholding income for payment to the child support enforcement agency shall terminate such withholding upon receipt of a notice from the child support enforcement agency to terminate income withholding. -- HB2417 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HOUSE BILLS WHICH PASSED THIRD READING

- HB2418 RELATING TO CERTIFICATES OF IDENTIFICATION. House Speaker Say (BR) (586-6100)
Amends provision relating to registration and issuance of certificates; fee; revolving fund. Provides that application for renewal of a certificate of identification issued after November 1, 1998, for a person 65 years and older may be done by mailing in a completed application and fee, if there is no change in name and citizenship. Amends provision relating to expiration date. Provides that every certificate of identification issued shall bear an expiration date which shall be on the person's birthday, 6 years after the year of issuance. To provide for the transition to expiration dates that are birthdays of the person issued certificates, any certificate issued to a person with an expiration date other than the birthday of that person in the year of expiration shall expire on that person's last birthday immediately preceding the certificate's stated expiration date. -- HB2418
Mar=03 00 Introduction/Passed First Reading - Senate
Mar=03 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)
- HB2422 HD1 (HSCR 748-00) RELATING TO THE ENFORCEMENT OF THE TOBACCO SETTLEMENT AGREEMENT. House Speaker Say (BR) (586-6100)
Establishes provision relating tobacco enforcement special fund in the department of the attorney general. Provides that the fund shall be used for administering, operating, monitoring, and ensuring compliance with and enforcement of the tobacco master settlement agreement; the provisions of the tobacco liability Act, tobacco prevention programs; and any other requirements deemed necessary to carry out the purposes of the fund. Report to the legislature. Exempts the tobacco enforcement special fund from contributing to central service and administrative expenses of the government. Amends the distribution of the tobacco settlement moneys by providing that the 1st _____ dollars from all tobacco settlement moneys received by the State each fiscal year shall be deposited in the state treasury in each fiscal year to the credit of the tobacco enforcement special fund. Appropriation. (\$\$) -- HB2422 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to JDC/ HHS/ then WAM (586-6030 or 586-7100)
- HB2423 RELATING TO TOBACCO PRODUCTS REPORT. House Speaker Say (BR) (586-6100)
Establishes tobacco products report law. Provides that any tobacco product manufacturer selling cigarettes to consumers within this state shall file a report with the attorney general setting forth its name and trade name; the address of its principal place of business; a memorandum or a copy of the invoice covering each and every shipment of cigarettes made during the previous calendar quarter into this state; and other information as may be required by the attorney general. Provides that the attorney general may bring a civil action against any tobacco product manufacturer that fails to file the reports required. -- HB2423
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)
- HB2424 HD2 (HSCR 867-00) RELATING TO AGRICULTURAL LANDS. House Speaker Say (BR) (586-6100)
Establishes the State of Hawaii land evaluation and site assessment commission within the office of legislative reference bureau. Provides that the commission shall comprised of 15 voting members of private and public sectors, and the chairperson of the board of agriculture to be the chairperson of the commission. Requires the state of Hawaii land evaluation and site assessment commission to analyze the current state of the agricultural industry in Hawaii; inventory agricultural lands in the State and determine if there is sufficient suitable and available land to ensure the viability of the agriculture

HOUSE BILLS WHICH PASSED THIRD READING

industry; compare the island land and crop data; identify and analyze the different land use issues; recommend incentives for landowners to keep their lands in agricultural production; address the issue of highest and best use for the beneficiaries of the public land trust; recommend ways in which the State can promote and ensure agricultural lease stability on public lands; and identify state agricultural lands that meet the criteria for unique or other important agricultural land that are statewide importance for the preservation and perpetuation of native Hawaiian culture. Requires the commission to recommend a framework by which to identify important agricultural lands to the legislature. Provides that the commission shall conduct informational meetings hearings on each island prior to the submission of the commission's report. Report to the legislature. Provides that the commission shall cease to exist on June 30, 2001 (sunset). Appropriation to the legislature reference bureau. (\$\$)
-- HB2424 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to WLH/ ECD/ then WAM (586-7793)

HB2425 HD1 (HSCR 662-00)

RELATING TO CONDOMINIUM PROPERTY REGIMES. House Speaker Say (BR) (586-6100)

Establishes provision relating to conformance with county land use ordinances. Requires any condominium property regime to conform to county zoning for the property and all applicable county permitting requirements, including supplemental rules and regulations. Provides that in the case of a property which includes 1 or more existing structures being converted to condominium status, the condominium property regime shall comply with provisions relating to recordation and contents of declaration and final reports. -- Amends provision relating to the recordation and contents of declaration, within the condominium property regime laws. Requires any declaration under penalty of law that the condominium property regime is in compliance with all zoning, building ordinances, codes and all other permitting requirements, except a project registered pursuant to the notification of intention provision. -- Amends provision relating to final reports, by including the declaration of compliance requirement. -- HB2425 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to GOH then CPN (586-6450)

HB2427 HD2 (HSCR 705-00)

RELATING TO GEOGRAPHIC INFORMATION SYSTEMS. House Speaker Say (BR) (586-6100)

Establishes the statewide planning and geographic information system special fund to help defray the costs of programs and activities to implement the state planning law and operating costs of the system. Provides that investment earnings credited to the assets of the fund shall become a part of the assets of the fund. Establishes provision relating to fees for statewide geographic information system services. Provides that the office of planning may charge fees for statewide geographic information system services. Further provides that all fees collected for geographic information system analyses and other related services shall be deposited into the statewide planning and geographic information system special fund. Requires the office of planning to adopt rules setting fees for geographic information system services. Appropriation. (\$\$) -- HB2427 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HB2429 HD2 (HSCR 779-00)

RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII. House Speaker Say (BR) (586-6100)

Amends provision relating to exception of current owners in housing and community development corporation of Hawaii projects. Changes provision by including household member. Amends definition of housing owner to include

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very low income, low income, or moderate income. Amends provision relating to definition of qualified tenant, to mean any single person or family determined by the corporation to have an income that does not exceed the very low income limit. Amends provision relating to the relationship of annual payment to rental and income. Changes the requirement that the annual payment to any dwelling unit shall not exceed the amount by which the fair market rental for that unit to not exceed 30 per cent of the tenant's income. Repeals the 2 priorities for eligible persons under the determination of eligibility of occupants and rental charges provision. Allows the corporation to increase rent to 25 per cent on July 1, 2000 and 30 per cent on July 1, 2001. -- HB2429 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to GOH then WAM (586-6450)

HB2431 HD2 (HSCR 749-00)

RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII. House Speaker Say (BR) (586-6100)

Establishes the resident advisory boards provision. Provides that the housing and community development corporation may establish a resident advisory board for advising the corporation in matters relating to the planning and administration of housing programs; complying with the quality housing and work responsibility Act of 1988; and recommending 1 public members for the board to the governor. Provides that the board shall be comprised of 21 members; 19 members of federal and state public housing residents, and 2 members of tenant based section 8 recipients. Requires the department to adopt rules with respect to the establishment of the resident advisory board, including but not limited to rules concerning the composition, eligibility, selection, and term of members. Establishes provision relating to notice of vacancies and election to resident advisory board. Provides the procedure for election of members and notices of vacancies on the resident advisory board. Establishes the resident advisory board nomination of board members. Requires the nominee to the board to be a resident of state or federal low rent housing; at least 18 years of age; and a signatory on the housing lease agreement. Adds the definitions of active resident association; public housing resident; and tenant based section 8 recipient. Changes the public members of the board from 6 to 8. Requires 1 public member to reside in federal low rent public housing or federal section 8 tenant based housing assisted by the corporation. Changes members that constitute a quorum from 5 to 6. -- HB2431 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to GOH/ TIA/ then WAM (586-6450)

HB2432 HD1 (HSCR 706-00)

RELATING TO LOW-INCOME HOUSING TAX CREDIT. House Speaker Say (BR) (586-6100)

Provides that section 704 of the Federal Internal Revenue Code (with respect to a partner's distributive share) shall be operative for income tax purposes except that it shall not apply to allocations of low income housing tax credits among partners. Amends the low income housing tax credit to provide that a credit may be claimed regardless of whether or not a claim was filed for federal low income housing tax credit. Requires a building or project to be qualified a low income housing building or a qualified low income housing project under section 42 of the Code. -- HB2432 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to GOH then WAM (586-6450)

HB2434 HD1 (HSCR 117-00)

RELATING TO STATE FINANCES. House Speaker Say (BR) (586-6100)

Authorizes and appropriates from the retained earnings in the Hawaii strategic development corporation revolving fund to be deposited into the general fund. (\$\$) -- HB2434 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

HOUSE BILLS WHICH PASSED THIRD READING

Mar=07 00 Multiple Referral to ECD then WAM (586-7335)

HB2438 HD2 (HSCR 732-00)

RELATING TO STATE ENTERPRISE ZONES. House Speaker Say (BR) (586-6100)

Amends provision relating state enterprise zones by adding the definition of call center. Amends the definition of enterprise zone, qualified business, service business, and telecommunications services. Amends the eligibility provision to include qualified business, and sales of property or services. Provides that a business firm may be designated a qualified business on a yearly basis by obtaining the approval of the applicable governing county body and department upon providing satisfactory proof that the business firm is eligible to be a qualified business and satisfies the definition of qualified business. Requires the business firm to resubmit an approved form on an annual basis to continue its designation as a qualified business for each subsequent year upon the initial approval as a qualified business for the 1st year from the applicable county governing body and the department. Requires the department of business, economic development, and tourism to certify annually to the department of taxation any qualified business that is exempt from the payment of general excise taxes for the engaging in research, development, sale, or production of all types of genetically engineered medical, agricultural, or maritime biotechnology products. -- HB2438 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2443 HD2 (HSCR 719-00)

RELATING TO HIGH TECHNOLOGY DEVELOPMENT CORPORATION.

House Speaker Say (BR) (586-6100)

Establishes special facility revenue bonds provision. Provides that the high technology development corporation shall not enter into any special facility lease unless the development corporation at or prior to the entering into of the special facility lease find and determine that the facility is to be the subject of the special facility lease will not be used to provide services, which are adequately being made available otherwise in the State; that the result of the use or occupancy of the facility under the special facility lease would not result in the reduction of the revenues derived from the industrial parks or other properties of the development corporation; and the entering into the special facility lease would not be in violation of or result in a breach of any covenant contained in any resolution or certificate authorizing any bonds of the State then outstanding. Requires all special facility revenue bonds authorized to be issued under this provision to be issued pursuant to state revenue bonds. Provides exceptions. Establishes federal tax exempt status provision. Exempts interest on the special purpose revenue bonds from gross income for federal income tax purposes, except as certain minimum taxes, or environmental taxes or other federal taxes or tax consequences may apply. Allows the development corporation to enter into agreements, establish funds or accounts, and take any action required to comply with applicable federal law. Allows the legislature to authorize the issuance of special purpose revenue bonds from time to time in 1 or more series by the development corporation with the approval of the governor to finance a multi project program. Provides that the development corporation shall have the authority to copyright software applications and programs developed for state use with public funds and that such authority shall not apply to software applications and programs developed by or on behalf of private sector qualified persons for which the development corporation has purpose revenue bonds under this provision or otherwise provided financing. -- HB2443 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU/ ECD/ then WAM (586-6230)

HB2444 HD1 (HSCR 707-00)

RELATING TO UNCLAIMED PROPERTY. House Speaker Say (BR)

HOUSE BILLS WHICH PASSED THIRD READING

(586-6100)

Establishes the unclaimed property special fund, which shall be administered by the director of finance, to pay claims for return of abandoned property to their rightful owners and to other states' unclaimed property programs for owners whose last known address was in that other state. Provides that all moneys collected by the unclaimed property program for holders, and proceeds from the sale of unclaimed property less costs in connection with the sale of the abandoned property shall be deposited into the unclaimed property special fund.

-- Amends provision relating to deposit of funds within the unclaimed property law by replacing general fund with unclaimed property special fund. Provides that all funds in excess of 1 million remaining on balance in the unclaimed property special fund on June 30 of each year shall be transferred by the director to the general fund. Appropriation to the department of budget and finance for the purpose of satisfying claims for return of abandoned property.

(\$\$) -- HB2444 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to WAM (586-6890 or 586-6760)

HB2445

RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND. House Speaker Say (BR) (586-6100)

Amends provisions relating to public employees health fund by allowing the board of trustees of the employees health fund to return refunds to employee beneficiaries. Appropriation out of the Hawaii public employees health fund trust fund to the department of budget and finance. (\$\$) -- HB2445

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB2446

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM. House Speaker Say (BR) (586-6100)

Establishes provision relating to accidental death claims. Provides that an application for service connected accidental death benefits shall be filed with the board of trustees of the employment retirement system by or on behalf of the claimant no later than 2 years from the date of receipt of the written notification from the system. Provides criteria. Provides that if the medical board certifies that the death was the natural and proximate result of an accident occurring at some definite time and place while the member was in the actual performance of duty, or that the death was due to the result of some occupational hazard, the board shall decide that the death was the result of an accident in the performance of duty and not by wilful negligence on the part of the member. Provides that upon approval, benefits shall be paid effective the date the claim was filed with the system. -- Amends provision relating to adjustment for deficiency in accumulated contributions. Provides that a deficiency shall be the amount by which a member's accumulated contributions fail to equal the accumulated contributions which would be standing to the member's account had the member contributed at the full rate required by law. Further provides that deficiencies may be paid by the member in advance of retirement, in which case the member's retirement allowance shall not be reduced. -- HB2446

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB2447

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM. House Speaker Say (BR) (586-6100)

Amends interest provision under the employees retirement system by including payments under Act 212, session laws of 1994. Provides that the excess earnings shall be applied separately to the 2 membership groups of police officers, firefighter, corrections officers; and all other employees in proportion to the actuarial value of assets allocated to each group and allocated to the State and counties in the same proportion as the aggregate annual compensation of

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each group employed the State and by each county, respectively, as of March 31 of the valuation year. Amends Act 212, session laws of 1994. Provides that the unfunded actuarial present values of benefits payable under this Act are part of the unfunded accrued liability of the employees' retirement system under the determination of employer normal cost and accrued liability; and the amount of annual contributions by the State and counties provisions. Amends Act 100, session laws of 1999. Provides that the savings realized by the State and counties that reduces the employers' contributions for fiscal years 2000 and 2001 shall be utilized for the purpose of funding retroactive cost items for HGEA and UPW contracts. -- HB2447

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB2448

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM. House Speaker Say (BR) (586-6100)

Amends provision relating to certification and payment of county contributions to system. Provides that county shall pay at least 50 per cent of the amount of contributions before October 1 and the remaining amount shall be paid by April 1 of each fiscal year. Provides that if the amount is not paid by the county, the director of finance shall retain out of moneys collected under county distribution of remittances of transient accommodations tax or any other collection for transfer to the county, rather than the real property tax money collected, for the amount not paid. Further provides that the amount of any deficiency in meeting the obligations shall be added to the amount due from the county for the succeeding year and shall include an interest of 8 per cent investment yield rate.

-- HB2448

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN/ TIA/ then WAM (586-6830 or 586-6460)

HB2449 HD1 (HSCR 676-00)

RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND. House Speaker Say (BR) (586-6100)

Prohibits the board of trustees for the public employees health fund to enter into contracts for or offer the basic major medical plan. Requires the board of trustees for the public employees health fund to enter into contracts for and offer preferred provider organization plans (PPO) for active and retirees ineligible for medicare; medicare+choice (medicare choice) plans for medicare eligible retirees and their spouses; drug benefit plans with premiums based on inclusion of close formulary for federally approved health maintenance organization plans and co payment plus a differential for non preferred brand name drugs based on an open formulary for service benefits plan; and revise the methodology to compute carrier payments under service benefit medicare supplemental plans to no more than what the carrier would pay under service benefit non medicare retiree plans, for the benefit plan year beginning July 1, 2001. -- HB2449 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN/ LRE/ then WAM (586-6830 or 586-6460)

HB2451 HD1 (HSCR 585-00)

RELATING TO A REPAIRS AND MAINTENANCE SPECIAL FUND. House Speaker Say (BR) (586-6100)

Establishes the repairs and maintenance special fund to be administered by the department of accounting and general services, into which shall be transferred 1 and 1/2 percent of all general obligation bond and state educational facilities improvement special fund appropriations for capital improvements designated for the construction cost element; provided that these transfers shall not apply to capital improvement appropriations that are assigned to the judiciary or are designated for transfers to other funds or agencies. Provides that the repairs and maintenance special fund shall be used for major repairs that extend the useful life of a facility through a significant improvement upgrade, or provide a

HOUSE BILLS WHICH PASSED THIRD READING

better functional or operational efficiency. Provides that the fund shall not be used for repairs that are performed for preventive or routine maintenance purposes. Requires the comptroller and user agencies to decide on the specific repair and maintenance projects to be implemented. -- Exempts the special fund from contributing to central service and administrative expenses of the government. -- HB2451 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to GOH/ ECD/ then WAM (586-6450)

HB2457

RELATING TO VETERANS LOANS. House Speaker Say (BR) (586-6100)

Repeals the veterans' loans Act. -- HB2457

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to TIA then WAM (586-6970)

HB2458

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM. House Speaker Say (BR) (586-6100)

Amends Act 212, session laws of 1994. Provides that the State's and counties' separate payments under this Act will be recalculated so as to liquidate each employer's total unfunded actuarial present value of benefits as of June 30, 1999 over the period of time. Provides that the unfunded actuarial present values of benefits payable under this Act are part of the unfunded accrued liability of the employees' retirement under provision relating to determination of employer normal cost and accrued liability, and amount of annual contributions by the State and counties. -- HB2458

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB2459

RELATING TO THE HAWAII TELECOMMUNICATIONS AND INFORMATION ACT.

House Speaker Say (BR) (586-6100)

Repeals the Hawaii telecommunications and information industries Act. -- HB2459

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to EDU/ ECD/ then WAM (586-6230)

HB2463 HD1 (HSCR 543-00)

RELATING TO ADVANCED PRACTICE REGISTERED NURSES RECOGNITION.

House Speaker Say (BR) (586-6100)

Requires the board of nursing to grant recognition as an advanced practice registered nurse to a nurse that has an unencumbered recognition as an advanced practice registered nurse or similar designation in all other states in which the nurse has a current and active recognition. Provides that any person who has a current, unencumbered recognition from the board to practice as an advanced practice registered nurse shall use the title and abbreviation, APRN. -- HB2463 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2464 HD1 (HSCR 595-00)

RELATING TO THE DUTIES OF THE BOARD OF NURSING. House Speaker Say (BR) (586-6100)

Amends provisions relating to the powers and duties of the board of nursing. Authorizes the board to adopt, amend, or repeal rules which include but are not limited to the standards set forth by national certifying bodies recognized by the board; prescribe standards for preparing persons for licensure of practical nurses and registered nurses and for recognition of advanced practice registered nurses; provide consultation, conduct conferences, forums, studies, and research on nursing education and practice; communicate with national organizations that promote the improvement of the legal standards; authorize

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the administration of examinations; employ, contract, and cooperate with any board approved organization in the preparation and grading of an appropriate nationally uniform examination; and develop and adopt rules necessary relating to the practice of nursing in telehealth. -- Amends provision relating to nursing education programs by replacing accredited with approved. -- HB2464 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to CPN (586-6830 or 586-6460)

HB2467 HD1 (HSCR 733-00)

RELATING TO THE CONSUMER ADVOCATE. House Speaker Say (BR) (586-6100)

Exempts the division of consumer advocacy from the provision prohibiting departments other than the attorney general to employ attorneys by contract or otherwise. Provides that the director of commerce and consumer affairs may appoint or retain without regard to civil service law and compensation law attorneys to provide legal services for the division of consumer advocacy. Further provides that nothing in this provision precludes the director from requesting and securing legal services from the attorney general and the department of the attorney general. Appropriation. (\$\$) -- HB2467 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB2468 HD1 (HSCR 523-00)

RELATING TO THE PUBLIC UTILITIES COMMISSION. House Speaker Say (BR) (586-6100)

Amends public utilities complaints provisions to provide that the consumer advocate shall assist utility customers in the handling of consumer complaints before the commission and that the commission shall provide a central clearing house of information by collecting and compiling all consumer complaints and inquiries concerning public utilities. -- HB2468 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB2469 HD1 (HSCR 825-00)

RELATING TO SUBPOENAS ISSUED BY THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS. House Speaker Say (BR) (586-6100)

Amends provision relating to subpoenas issued by the department of commerce and consumer affairs. Requires the director or the director's designee to have the power to subpoena witnesses, examine witnesses under oath, and require the production of books, papers, documents, or objects that the director or the director's designee deems relevant to the inquiry. -- HB2469 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN then JDC (586-6830 or 586-6460)

HB2471 HD1 (HSCR 510-00)

RELATING TO THE HAWAII INSURANCE GUARANTY ASSOCIATION.

House Speaker Say (BR) (586-6100)

Amends guaranty association provisions. Repeals the portion of the purpose as to assist in the detection and prevention of insurer insolvencies and to provide an association to assess the cost of such protection among insurers. Amends credit life or credit disability insurance and insurance of warranties or service contracts and includes insurance provided by or guaranteed by government. Redefines covered claim, insolvent insurer, and member insurer. Changes insolvency to order to liquidation. Establishes obligation to the claimant. Allows payment of claims as they are received from the claimants or in groups or categories of claims. Prohibits dividends to be paid during the period of deferment. Adds that the plan of operation establish procedures for the disposition of liquidating dividends or other monies received from the state of the insolvent insurer. Allows the board of directors of the association to make recommendations to the insurance commissioner on matters related to improving or enhancing regulation for insolvency and may prepare reports on

HOUSE BILLS WHICH PASSED THIRD READING

the history and causes of insolvency. -- HB2471 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2472 HD2 (HSCR 862-00)

RELATING TO INSURANCE. House Speaker Say (BR) (586-6100)
Establishes that a stock insurer means an incorporated insurer with capital stock divided into shares and owned by its stockholders to whom the earnings are distributed as dividends on their shares. -- Prohibits a person to engage in the business of insurance without holding the required appointment with the insurer. Penalties. -- Requires an insurer to give written notice to the insured not less than 10 days prior to the effective date of cancellation and not less than 30 days prior to the effective date of non renewal. -- Allows the insurance commissioner to destroy certificates of authority applications, complaints, investigation reports, and documents or information received by the federal government 1 year after the conclusion of the transactions. -- Allows the insurance regulation fund to be used to contract personnel. -- Increase the amount an alien insurer needs in their irrevocable trust. -- Increases penalties for violation of licensing requirements of insurance agents. -- Amends credit life and disability insurance benefits to premium ratio to provide that the ratio of losses for the most recent 3 years is at least 60 per cent. -- Amends motor vehicle insurance misdemeanor violation to include 300 dollars. -- Amends insurance holding company system provisions by increasing penalties. -- Amends insurers supervision, rehabilitation and liquidation provisions repealing the insurance regulation fund. -- HB2472 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB2473 HD1 (HSCR 638-00)

RELATING TO INSURANCE. House Speaker Say (BR) (586-6100)
Amends domestic insurer provisions to establish provisions for proxies, consents, and authorizations of domestic stock insurers. -- Amends motor vehicle insurance. Includes provisions for self insurers. Defines alternative care provider, anesthetist, and medical fee schedule. Prohibits identification card to be issued for a period exceeding the paid premium period. Excludes motor vehicles insured under the joint underwriting plan from the driver's education fund assessment. -- Amends holding company provisions to define executive officer, statement, and ultimate controlling person. Amends insurer's surplus provisions. -- Amends mass merchandising provisions to provide that establishment and maintenance of an office by any licensed general agent of an insurer shall meet the requirements of these provisions. -- HB2473 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to CPN (586-6830 or 586-6460)

HB2474 HD1 (HSCR 511-00)

RELATING TO INSURANCE. House Speaker Say (BR) (586-6100)
Establishes provisions to require any person who is engaged in the business of insurance or who is about to engage in the business of insurance, who has been convicted of any felony to request the insurance commissioner's written consent to engage in the business of insurance. -- HB2474 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to CPN then JDC (586-6830 or 586-6460)

HB2475 HD1 (HSCR 512-00)

RELATING TO INSURANCE. House Speaker Say (BR) (586-6100)
Amends benefit societies and health maintenance organizations (HMOs) to establish provisions for reserve credit for reinsurance. Also amends requirements of reports made to the insurance commissioner. -- HB2475 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2476 HD1 (HSCR 639-00)

RELATING TO INSURANCE. House Speaker Say (BR) (586-6100)

HOUSE BILLS WHICH PASSED THIRD READING

Amends motor vehicle insurance obligation to pay personal injury protection benefits provisions to provide that for disputes between the provider and the insurer over the amount of a charge or the correct fee or procedure code to be used under the workers' compensation supplemental medical fee schedule shall be governed by the limitation on charges provisions. -- Amends limitation on charges reference to workers' compensation schedules to refer to workers' compensation supplemental medical fee schedule. Establishes provisions to request for hearing with the insurance commissioner, arbitration, or court of competent jurisdiction in the event of dispute between the provider and the insurer over the amount of a charge or the correct fee or procedure code to be used. Requires documentation of the efforts of the insurer and the provider to reach a negotiated resolution of the dispute. -- HB2476 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to LRE then CPN (586-7330)

HB2477 HD1 (HSCR 580-00)

RELATING TO INSURANCE. House Speaker Say (BR) (586-6100)
Amends life insurance provisions to include accelerated benefit provisions which applies to individual and group life insurance policies. Defines accelerated benefits as benefits payable to a policyowner or certificate holder during the lifetime of the insured in anticipation of death or upon the occurrence of a specified life threatening or catastrophic condition as defined by the policy or rider; that reduce the death benefit otherwise payable under the life insurance contract; and that are payable upon the occurrence of a single qualifying event that results in the payment of a benefit amount fixed at the time of acceleration. -- Amends the insurance code to include provisions for viatical settlements. Prohibits a person, partnership, corporation, or entity to enter into or solicit a viatical settlement contract without obtaining a license from the insurance commissioner. Defines viatical settlement contract as a written agreement which establishes terms where a viatical settlement provider will pay compensation or anything of value in return for the person's assignment, transfer, sale, devise, or bequest of the death benefit or ownership of the insurance policy or certificate to the viatical settlement provider. -- HB2477 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to CPN (586-6830 or 586-6460)

HB2479 HD1 (HSCR 513-00)

RELATING TO MOTOR VEHICLE EXPRESS WARRANTY ENFORCEMENT (LEMON LAW). House Speaker Say (BR) (586-6100)
Amends the definition of collateral charges to include finance and interest charges paid by a consumer as a result of the acquisition of the motor vehicle. -- Amends provision relating to motor vehicle express warranties and return by repealing the exclusion of finance and interest charges from the amounts that the manufacturer shall provide to the consumer for failure to conform the motor vehicle to any applicable express warranty by repairing or correcting any defect or condition. -- HB2479 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2480 HD1 (HSCR 519-00)

RELATING TO LIMITED LIABILITY PARTNERSHIPS. House Speaker Say (BR) (586-6100)
Repeals and replaces provisions relating to the limited liability partnership Act. -- Redefines limited liability partnership and statement. -- HB2480 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2481 HD1 (HSCR 524-00)

RELATING TO THE UNIFORM SECURITIES ACT. House Speaker Say (BR) (586-6100)
Establishes provision relating to withdrawal under the uniform securities Act. Provides that an application for registration as a dealer, investment adviser,

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salesperson, or investment adviser representative may be withdrawn without prejudice by the applicant upon notice to the commissioner before the registration becomes effective and shall be effective 90 days after receipt by the commissioner of an application to withdraw, or at such earlier time as the commissioner may allow, unless a proceeding under the uniform securities Act is pending. Provides criteria. Provides for an exclusion to the definition of a dealer regarding Canadian citizens and their Canadian dealers. Prohibits form or order to be adopted, amends, or repealed unless the commissioner of securities finds that the action is necessary or appropriate in the public interest or for the protection of investors, and is consistent with the purposes of this provision. Allows a broker or dealer or investment advisor to file an application for the registration of its successor entity for the unexpired portion of the year and shall be no filing fee. Provides the commissioner's ability to deny an application, revoke or suspend any registration, or limit or impose conditions on the securities activities that a registrant may conduct in this State. Further provides that the commissioner's ability to sanction all responsible parties where there has been a failure to supervise on the part of the broker dealer, investment adviser, or employment who have supervisory responsibilities. -- HB2481 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2482 HD1 (HSCR 525-00)

RELATING TO CONTROL SHARE ACQUISITIONS. House Speaker Say (BR) (586-6100)

Amends the Hawaii business corporation Act. Redefines control share acquisition by excluding the acquisition pursuant to a merger or share exchange executed in accordance with applicable law, if the issuing public corporation is a party to plan of merger or share exchange; that is approved by resolution of the board of directors of the issuing public corporation before the acquisition occurs; or that the board of directors of the issuing public corporation determines, by resolution before the acquisition occurs, is not a control share acquisition. -- HB2482 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2483 HD1 (HSCR 514-00)

RELATING TO BUSINESS REGISTRATION. House Speaker Say (BR) (586-6100)

Amend provisions relating to limited liability companies. Provides requirements for amended and restated articles of organization and requires delivery to the director of commerce and consumer affairs. -- Amends the Hawaii business corporation Act, the nonprofit corporation Act, and the uniform limited liability company Act by requiring the name and jurisdiction of incorporation of the corporation, subsidiary corporation, or organization of the limited liability company proposing to merge or consolidate to be filed with the director. -- Amends the professional corporation Act by amending the articles of incorporation and requirements of the annual report to the director. -- Amends the nonprofit corporation Act and the partnership Act by allowing a foreign corporation or partnership to be issued a certificate of authority or certificate of partnership if a written consent from the entity or holder of a reserved or registered name to use the same or substantially identical name; a certified copy of a final decree of a court establishing the prior right of the foreign corporation to the use of the name; or a copy of a certificate of registration of a trade name by the foreign corporation is filed with the director. Provides that whenever a foreign corporation authorized to conduct affairs in this State shall be a party to a statutory merger, the surviving corporation shall, within 30 days after the merger becomes effective, deliver to the director for filing a certificate evidencing the merger. -- Amends the uniform limited partnership Act by repealing the nature of the limited partnership business to be included in the

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annual statement. -- Amends the uniform limited liability company Act by allowing a limited liability company to amend its articles of organization from time to time so long as its articles as amended contain only those provisions which may be lawfully contained in original articles. Repeals provisions relating to notice of conversion or merger of partnership or limited partnerships statement of change to fees to be paid to the director. -- HB2483 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2484

RELATING TO THE CORPORATIONS. House Speaker Say (BR) (586-6100)

Repeal and replaces the Hawaii business corporation Act. -- HB2484

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to CPN (586-6830 or 586-6460)

HB2485 HD1 (HSCR 515-00)

RELATING TO EXEMPTIONS FOR PSYCHOLOGIST LICENSURE. House Speaker Say (BR) (586-6100)

Exempts any person who is a member of another profession licensed under the laws of this jurisdiction to render or advertise services within the scope of practice regulating the person's professional practice, provided that the person does not represent the person's self to be a psychologist or imply that the person is licensed to practice psychology, from psychologist law. -- HB2485 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2486 HD1 (HSCR 544-00)

RELATING TO CHIROPRACTIC LICENSURE REQUIREMENTS. House Speaker Say (BR) (586-6100)

Amends provision relating to chiropractic licensure requirements. Requires any person applying for a license to practice chiropractic to submit to the board of chiropractic examiners satisfactory proof that the applicant has met the educational requirements prescribed by the rules of the board; and satisfactory proof that the applicant graduated from a chiropractic college accredited by, or recognized as a candidate for accreditation by, any chiropractic college accrediting agency recognized by the US Department of Education. Provides that an applicant shall be licensed if the requirements of the uniform professional and vocational licensing provisions and the chiropractors provisions have been met along with successful completion of the national board of chiropractic examiners (NBCE) and physiotherapy; or successful completion of NBCE, physiotherapy, and special purposes examination (SPEC) and evidence of licensure in good standing under laws of another state after December 31, 1988; or successful completion of NBCE, physiotherapy, and SPEC and evidence of licensure in good standing under the laws of another state prior to January 1, 1989. Provides that the board shall require any licensed chiropractor seeking approval to use physiotherapy modalities and all new applicants for chiropractic licensure to take and pass the NBCE physiotherapy examination. -- HB2486 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2487 HD1 (HSCR 155-00)

RELATING TO FINANCING THE HAWAII HURRICANE RELIEF FUND. House Speaker Say (BR) (586-6100)

Amends Hawaii hurricane relief fund accumulation of fund requirement to exempt bonds issued or to be issued in response to the occurrence of a covered event. Provides that in the event of a loss from a covered event, the net moneys accumulated shall be used to settle claims and pay current and ongoing expenses of the fund. -- HB2487 HD1

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HOUSE BILLS WHICH PASSED THIRD READING

- HB2488 HD1 (HSCR 182-00) RELATING TO RETURN OF PRESCRIPTION DRUGS. House Speaker Say (BR) (586-6100)
Amends provisions relating to the duties of registered pharmacist. Allows prescription drugs previously dispensed or distributed by a pharmacist to be returned to and redispensed or redistributed by the pharmacist if the prescription drug is in its dispensed, unopened, tamper evident single user unit; has remained at all times in control of a person trained and knowledgeable in the storage and administration of drugs in institutional facilities or supervised living groups using the services of a consultant pharmacist; has not been adulterated or misbranded and has been stored under conditions meeting the US Pharmacopoeia standards; is returned and redispensed or redistributed before the expiration date; and does not include any controlled substance as described in the uniform controlled substances Act. -- HB2488 HD1
Mar=02 00 Introduction/Passed First Reading - Senate
Mar=02 00 Single Referral to CPN (586-6830 or 586-6460)
- HB2490 HD1 (HSCR 643-00) RELATING TO THE HAWAII TEACHER STANDARDS BOARD. House Speaker Say (BR) (586-6100)
Allows the Hawaii teacher standards board to extend the 3 year renewal period for the credentialing of teachers on a case by case basis and no more than twice. -- HB2490 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to EDU (586-6230)
- HB2491 HD1 (HSCR 393-00) RELATING TO SCHOOL LUNCH House Speaker Say (BR) (586-6100)
Provides that the department of education shall set the price for school lunch to ensure that the moneys received shall be up to 1/3 of the cost of preparing the school lunch. -- HB2491 HD1
Mar=03 00 Introduction/Passed First Reading - Senate
Mar=03 00 Multiple Referral to EDU then WAM (586-6230)
- HB2492 HD1 (HSCR 768-00) RELATING TO EDUCATION. House Speaker Say (BR) (586-6100)
Amends provision relating to department of education and carryover of funds. Allows the department of education to retain up to 5 per cent of any appropriations for EDN 150, comprehensive school support services program. Requires the department of education to submit a report to the director of finance 90 days after the close of each fiscal year, which shall be prepared in the form prescribed by the director of finance and shall identify the total amount of funds that will carryover to the next fiscal year. Report to the legislature. Prohibits the department of education to transfer any funds appropriated under school based budgeting program EDN 100 of state budget except to supplement the comprehensive school support services program EDN 150 and to ameliorate unforeseeable circumstances. -- HB2492 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to EDU then WAM (586-6230)
- HB2495 HD1 (HSCR 644-00) RELATING TO EDUCATION. House Speaker Say (BR) (586-6100)
Allows the board of education to adopt policies to define the terms progressively competent in the use of computer technology and progressive standards of competency in a language in addition to English. Provides that the statewide educational policies shall be exempt from the adoption, amendment, and repeal procedures of the administrative procedure law. -- HB2495 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to EDU (586-6230)
- HB2497 HD1 (HSCR 708-00) RELATING TO THE STATE INTERNET PORTAL. House Speaker Say (BR) (586-6100)

HOUSE BILLS WHICH PASSED THIRD READING

Defines internet portal to mean the centralized electronic information system by which information is provided via dial in modem or continuous link to the public through subscription or through public libraries. Defines portal manager to mean the entity or person engaged to manage and operate the internet portal in behalf of the state of Hawaii. Establishes the access Hawaii committee within the office of the governor, on a special and temporary basis. Requires the committee to provide oversight of the portal manager and submit an annual report to legislature. Act to be repealed on June 30, 2003 (sunset). -- HB2497 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2500 HD2 (HSCR 720-00)

RELATING TO TECHNOLOGY DEVELOPMENT. House Speaker Say (BR) (586-6100)

Requires the governor's special advisor for technology development, in conjunction with the department of business, economic development, and tourism to develop a plan to organize the energy, resources, and technology division of the department of business, economic development, and tourism into the newly established high technology development corporation. Provides that the plan shall include but not limited to the development of appropriate transition plans; an organizational structure, including reworking position descriptions and revising personnel classification; and a proposed budget. Requires the governor's special advisor for technology development to report to the legislature. -- HB2500 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD/ EDU/ LRE/ then WAM (586-7335)

HB2501 HD2 (HSCR 780-00)

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

House Speaker Say (BR) (586-6100)

Amends the Hawaiian homes commission Act. Authorizes the department of Hawaiian home lands to adjust the interest rate of 0 per cent or higher on department loans rather than 2 and 1/2 per cent a year for loans made directly from the Hawaiian home loan fund that have been established by administrative rule. -- HB2501 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HB2504

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

House Speaker Say (BR) (586-6100)

Amends the Hawaiian homes commission Act. Authorizes the chairman of the Hawaiian homes commission to extend the employment contracts of individual employees beyond the 6 year limitation if it is determined that such contract individuals are needed to provide critical services for the department of Hawaiian home lands. -- HB2504

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to WLH/ LRE/ then WAM (586-7793)

HB2505

RELATING TO HOUSING LOAN AND MORTGAGE PROGRAMS. House Speaker Say (BR) (586-6100)

Amends provision relating to advance commitment programs. Provides that project loans may be made available for housing projects on Hawaiian home lands pursuant to the Hawaiian homes commission Act. -- HB2505

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to WLH/ GOH/ then WAM (586-7793)

HB2506 HD1 (HSCR 408-00)

RELATING TO PROSPECTIVE ADOPTIVE PARENTS. House Speaker Say

HOUSE BILLS WHICH PASSED THIRD READING

	<p>(BR) (586-6100)</p> <p>Establishes provision relating to prospective adoptive parents. Requires the department of human services to develop standards to assure the reputable and responsible character of prospective adoptive parents which shall include but not be limited to criminal history record checks. Allows the department to authorize or contract for prospective adoptive parents' home studies for children under the department's custody by experienced social workers with specialized adoption experience. -- HB2506 HD1</p> <p>Mar=07 00 Introduction/Passed First Reading - Senate</p> <p>Mar=07 00 Multiple Referral to HHS then JDC (586-6130)</p>
HB2507	<p>RELATING TO THE PERMANENT PLAN HEARING. House Speaker Say (BR) (586-6100)</p> <p>Amends provision relating to permanent plan hearing in the child protection Act. Allows the court to waive the approval of the child, age 14 and above, to the permanent plan, if it is in the best interest of the child to do so. -- HB2507</p> <p>Mar=03 00 Introduction/Passed First Reading - Senate</p> <p>Mar=03 00 Multiple Referral to HHS then JDC (586-6130)</p>
HB2508	<p>RELATING TO REVIEW HEARINGS. House Speaker Say (BR) (586-6100)</p> <p>Amends provision relating to child protective review hearings by redefining the period when the child has been residing outside of the family home to include from the initial date of entry into out of home care. -- HB2508</p> <p>Mar=03 00 Introduction/Passed First Reading - Senate</p> <p>Mar=03 00 Single Referral to HHS (586-6130)</p>
HB2509 HD2 (HSCR 836-00)	<p>RELATING TO KINSHIP CARE. House Speaker Say (BR) (586-6100)</p> <p>Requires the department of human services to adopt rules relating to kinship care that shall be apart from other foster care placement standards and eligibility requirements and includes but shall not be limited to criminal history record checks. Provides that a person who desires to provide kinship care shall submit a signed statement indicating whether the person was ever convicted of a crime other than a minor traffic violation; provide consent to the department to conduct and obtain criminal history record check; and be fingerprinted. Authorizes the department to deny the request to provide kinship care. Defines kinship care to mean the placement with an adult relative who provides care and maintenance to a related child apart from the child's parents or guardians on 24 hour basis. -- HB2509 HD2</p> <p>Mar=09 00 Introduction/Passed First Reading - Senate</p> <p>Mar=09 00 Single Referral to HHS (586-6130)</p>
HB2510	<p>RELATING TO FOSTER BOARD ALLOWANCES FOR STUDENTS. House Speaker Say (BR) (586-6100)</p> <p>Amends provisions relating to foster child board allowances for students. Provides that the foster board payments shall be made to an accredited institution of higher learning or to the person's foster parent. -- HB2510</p> <p>Mar=07 00 Introduction/Passed First Reading - Senate</p> <p>Mar=07 00 Multiple Referral to HHS then WAM (586-6130)</p>
HB2511 HD1 (HSCR 788-00)	<p>RELATING TO LONG-TERM CARE. House Speaker Say (BR) (586-6100)</p> <p>Amends provisions relating to long term care. Authorizes the department of human services to employ civil service and non civil service personnel to service the medicaid home and community based waiver programs. -- HB2511 HD1</p> <p>Mar=09 00 Introduction/Passed First Reading - Senate</p> <p>Mar=09 00 Multiple Referral to HHS/ LRE/ then WAM (586-6130)</p>
HB2512	<p>RELATING TO FINANCIAL ASSISTANCE PAYMENTS. House Speaker Say</p>

HOUSE BILLS WHICH PASSED THIRD READING

(BR) (586-6100)

Amends provisions relating to determination of amount of assistance for public assistance and child welfare services. Allows the department of human services to increase the assistance allowance for non exempt household for the purpose of providing work incentives or services under the job opportunities and basic skills program. -- HB2512

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to HHS then WAM (586-6130)

HB2513 HD1 (HSCR 686-00)

RELATING TO UNCLAIMED CORPSES. House Speaker Say (BR) (586-6100)

Requires the department of human services to authorize the cremation of unclaimed corpses. Defines unclaimed corpses to mean the remains of any deceased person for whom no person has assumed responsibility for disposition of the body within 5 calendar days from the date of death and the department and the county medical examiner or coroner have no knowledge of a legally responsible party. -- HB2513 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to HHS then WAM (586-6130)

HB2514

RELATING TO PUBLIC ASSISTANCE. House Speaker Say (BR) (586-6100)

Amends provision relating to uniform probate code; classification of claims to include any claim by the department of human services pursuant to provision relating to burial of deceased public assistance recipients or unclaimed corpses; any claim by the department of human services pursuant to provision relating to recovery of payments and costs of medical assistance for expenses of the last illness of the decedent; and any other claim against the estate pursuant to recovery of payments and costs of medical assistance. Amends provision relating to collection of personal property by affidavit. -- HB2514

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to HHS then WAM (586-6130)

HB2517 HD1 (HSCR 531-00)

MAKING AN EMERGENCY APPROPRIATION FOR THE STATE MEDICAL ASSISTANCE PROGRAM. House Speaker Say (BR) (586-6100)

Appropriation to the department of human services for health care payments for aged, blind and disabled medicaid recipients. (\$\$) -- HB2517 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to HHS then WAM (586-6130)

HB2518 HD1 (HSCR 674-00)

RELATING TO PUBLIC EMPLOYMENT. House Speaker Say (BR) (586-6100)

Establishes voluntary separation law. Defines early retirement incentive, employee, and voluntary severance benefit. Provides that this provision shall applied to employees in the executive branch of state government, including employees of the board of education, the board of regents, and the Hawaii health systems corporation board. Excludes the legislature, the judiciary, and the office of Hawaiian affairs from this provision. Establishes the voluntary severance benefit. Provides that any employee who is entitled to reduction in force rights shall be eligible to receive a voluntary severance benefit paid by the terminated employee's department. Provides the benefit shall not exceed 50 per cent of the employee's annual base salary. Prohibits the benefit to be considered as a part of a terminated employee's salary, service credit, or a collectively bargainable cost item when calculating retirement benefits or sick and vacation leave. Prohibits employee who has received a voluntary severance benefit to be reemployed by the State within 5 years of receiving the voluntary severance benefit unless the gross amount of the voluntary severance benefit is returned by the employee to the appropriate fund prior to the commencement of reemployment. Requires the heads of all affected state departments to transmit a list and certify that the employees on the list whose positions are eliminated and selected and received the voluntary severance

HOUSE BILLS WHICH PASSED THIRD READING

benefit to the directors of finance and human resources development. Establishes early retirement incentive provision. Allows any employee who receives official notice of a reduction in force from an appointing authority that the employee's position is specifically eliminated or eliminated as a result of a workforce reduction plan proposed by the department to elect, if the employee is a vested member of the employees' retirement system and meets the specified criteria, the early retirement incentive. Provides that the early retirement incentive shall be in lieu of severance benefit and any reduction in force rights the employee may be entitled to under a collective bargaining agreement or rules. Provides criteria for the requirements. Requires the board of trustees of the employees' retirement system to determine the portion of the additional present value of benefits to be charged to the State based on retirements under the early retirement incentive program. Establishes the disciplinary termination and exception provision. Prohibits the voluntary severance benefit or early retirement incentive benefit to be payable to a state employee terminated for disciplinary reasons or for reasons other than a reduction in government workforce. Requires each state department to forward a report on the positions affected to the directors of finance and human resources development who shall then abolish the vacated positions from the appropriate budget and personnel data files. Requires the department of human resources development and the department of budget and finance to develop guidelines for participating agencies to facilitate the implementation of the voluntary severance benefit and the early retirement incentive. -- Requires the department of human resources development, in cooperation with the employees' retirement system, to provide briefings prior to the implementation of any strategic workforce reduction plan to educate those employees whose positions are being eliminated. -- Requires the governor to annually report to the legislature. Amends the compensation provision by establishing the classifications by directors. Allows each director to establish, implement, and maintain 1 or more classification systems covering civil service positions within their respective jurisdictions; establish rules that allow for review and appeal of classification and initial pricing actions. Establishes drug testing of applicants and managed competition provision under the public service law. Requires the state and counties to establish a program and procedure for managed competition for government services through a managed process that determines whether a particular service can be provided more efficiently, effectively, and economically by a public agency or a private enterprise. Prohibits any officer or employee to assign to oneself or others excessive overtime for the purpose of increasing an employee's average final compensation. Establishes the accountability for performance ratings provision. Provides that excluded officers and employees under this provision shall be responsible for true and accurate performance ratings of all subordinate employees, and certify that their ratings are consistent with the requirement. Amends provision relating to the recruitment flexibility for the counties, and the judiciary, and the Hawaii health systems corporation. Requires the application of equal pay for equal work principle on a statewide basis. Requires the director to seek continuous improvements to streamline the recruitment process so that positions are filled in the most economic, efficient, and expeditious manner possible whether it involves a change in the manner in which initial appointments are to be made, increased delegation to the departments, or decentralization to appointing authorities, as necessary and appropriate, includes maximizing use of new technologies and developing more efficient alternatives to ensure the availability of qualified applicant pools. Exempts the commission and director from the requirement to comply with rulemaking procedures that unduly delay the process of recruitment and classification of public employees. Amends the definition of employer or public employer to include the chief justice in the case of the judiciary, and the superintendent in the case of the department of education, the president in the case of the university of Hawaii, and the chief executive officer in the case of the Hawaii health systems corporation. Repeals the

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definitions of essential employee and essential position. Amends provision relating to ws under collective bargaining law. Provides that bargaining over renewed agreements shall commence on January 1 of the preceding even number year and all alternative dispute resolution procedures shall be completed no later than December 31 of that year. Requires the cost items to be submitted to the legislative bodies for appropriations no later than January 31 of the subsequent odd numbered year. Provides that cost items submitted after the deadlines shall not include any item to be paid retroactively. Allows a public employer and an exclusive bargaining agent to mutually agree and enter into a written memorandum of agreement affecting the terms and conditions of employment of employees of their respective jurisdictions without the approval or consent of other employers. Requires the duration of all written memoranda of agreement to not extend beyond to the expiration date of the applicable and current multi employer agreements, unless extended by mutual consent in writing when the pertinent multi employer agreement is either extended by the parties or executed for the new term. Requires the board of directors of the Hawaii health systems corporation to conduct a study to determine the feasibility of an employee stock ownership plan to improve the efficiency and effectiveness of public operations through managed process of public private competition. Report to the legislature. Appropriation to the employees' retirement system for the process of the early retirement incentives. Appropriation to the department of budget and finance, department of education, the university of Hawaii, the Hawaii health systems corporation for the process of the voluntary severance benefits. Appropriation to the department of human resources and development for the development of inservice training programs to improve the quality of service of government employees. (\$\$) -- HB2518 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to LRE/ WAM/ (586-7330)

HB2519 HD1 (HSCR 477-00)

RELATING TO FLEXIBLE SPENDING ACCOUNTS. House Speaker Say (BR) (586-6100)

Establishes provision relating to flexible spending accounts in public service. Defines contributions and flexible spending accounts and plan. Authorizes the department or agency charged with administration of the flexible spending accounts to enter into all contracts necessary to establish, administer, or maintain the plan, and to hold these funds in trust outside the state treasury. Requires the contributions, interest earned, and forfeited participant balances of the plan to be held in trust for the benefit of the participants and the plan. Provides that the contributions, interest earned, and forfeited participant balances shall not be subject to the general creditors of the State, and the interest earned as well as forfeited participant balances shall be used to defray participant fees and other administrative costs as determined by the department or agency charged with administration of the plan. -- HB2519 HD1

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to LRE then WAM (586-7330)

HB2520 HD2 (HSCR 840-00)

RELATING TO WORKERS' COMPENSATION. House Speaker Say (BR) (586-6100)

Amends provisions relating to vocational rehabilitation within workers' compensation. Allows a self insured or insured employer to provide job placement within its own organization pursuant to an approved return to work plan. Provides that if an employer chooses not to provide job placement, or is unsuccessful in job placement, then the employee, if qualified, may select a vocational rehabilitation provider. Requires the rehabilitation program to utilize rehabilitation services, if available on the employee's island of residence, to mitigate additional living expenses. Provides that the vocational rehabilitation plan may include the purchase of tools or equipment necessary to complete the

HOUSE BILLS WHICH PASSED THIRD READING

training and shall not include the purchase of tools or equipment, or other items normally associated with establishing a business. -- HB2520 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to LRE then WAM (586-7330)

HB2521 RELATING TO SCHOOL HEALTH REQUIREMENTS. House Speaker Say (BR) (586-6100)
Amends immunization upon entering school and tuberculosis clearance by changing the requirement for certification from a licensed physician or advanced practice registered nurse to documentation satisfactory to the department of health. Amends physical examination certification to report and health certificates to student's health record. -- HB2521
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to EDU/ HHS/ then WAM (586-6230)

HB2522 HD2 (HSCR 826-00) RELATING TO ADVANCE HEALTH-CARE DIRECTIVES. House Speaker Say (BR) (586-6100)
Requires the examiner of drivers to design and implement a system to request advanced health care directive information from all applicants for driver's licenses. Also requires the department of the attorney general to do the same for applicants registering with the Hawaii criminal justice data center. Appropriation out of the state identification revolving fund. (\$\$) -- HB2522 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to JDC/ TIA/ HHS/ then WAM (586-6030 or 586-7100)

HB2524 RELATING TO PROPHYLACTICS. House Speaker Say (BR) (586-6100)
Repeals provisions prohibiting any person from publicly vending prophylactics in mechanical coin operated machines without approval from the department of health. Authorizes the department to adopt rules and charge fees to regulate to sale of prophylactics through vending machines. -- HB2524
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to HHS then WAM (586-6130)

HB2525 HD2 (HSCR 545-00) RELATING TO PRESCRIPTION DRUGS. House Speaker Say (BR) (586-6100)
Amends provisions relating to drugs limited to dispensing on prescription. Provides that medical oxygen shall be dispensed only by a medical oxygen distributor pursuant to a valid prescription or valid certificate of medical necessity. -- Allows a valid prescription to be communicated in writing, orally, by facsimile (fax), or by electronic transmission. -- Requires oral code numbers or designations to be issued by the department of public safety. -- Authorizes an out of state pharmacy to transfer prescription information for refilling purposes and an out of state medical oxygen distributor to transfer prescription information for the purposes of refilling a medical oxygen order. -- Defines medical oxygen to mean prescription drug oxygen. -- HB2525 HD2
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to HHS then CPN (586-6130)

HB2526 HD1 (HSCR 494-00) RELATING TO USED OIL. House Speaker Say (BR) (586-6100)
Amends provision relating to procedures for permits of used oil and used oil fuel. Authorizes the director of health to require a public notice or hearing, or both, for permit issuances, reissuances, denial, revocation, suspension, or substantial modifications if the director determines that notice or hearing, or both are in the public interest. -- HB2526 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Single Referral to LRE (586-7330)

HOUSE BILLS WHICH PASSED THIRD READING

- HB2528 HD2 (HSCR 781-00) RELATING TO SAFE DRINKING WATER. House Speaker Say (BR) (586-6100)
Amends provision relating to safe drinking water. Provides that any person in violation of this provision shall be administratively or civilly penalized per day for each violation, rather than penalized per day of violation. -- HB2528 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to LRE then JDC (586-7330)
- HB2529 HD2 (HSCR 750-00) RELATING TO SAFE DRINKING WATER. House Speaker Say (BR) (586-6100)
Changes mandatory certification of operating personnel in water treatment plants to mandatory certification of public water system operators. Provides that all classified distribution systems whether publicly or privately owned, used or intended for use by the public or private persons, shall at all times be under the direct supervision of a certified individual. -- HB2529 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to LRE then WAM (586-7330)
- HB2530 HD1 (HSCR 344-00) RELATING TO AIR POLLUTION CONTROL PUBLIC NOTIFICATION. House Speaker Say (BR) (586-6100)
Amends provisions relating to public participation of air pollution control. Provides that the director of health shall give public notification to the county affected by the proposed action once, rather than 2 times a week. -- HB2530 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to LRE then WAM (586-7330)
- HB2531 HD1 (HSCR 532-00) MAKING AN EMERGENCY APPROPRIATION FOR THE HAWAII HEALTH SYSTEMS CORPORATION. House Speaker Say (BR) (586-6100)
Appropriation to the department of health to carry out the purposes set forth in Act 262, session laws of 1996 (to repay funds advanced by the State to pay retroactive and current fiscal year collective bargaining increase payments to state employees assigned to the Hawaii health systems corporation and to partially fund the increases for the rest of the fiscal year). (\$\$) -- HB2531 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to HHS then WAM (586-6130)
- HB2532 HD1 (HSCR 802-00) RELATING TO HAWAII HEALTH SYSTEMS CORPORATION. House Speaker Say (BR) (586-6100)
Requires the department of budget and finance, through its director, to guaranty payment of principal of and interest on bonds issued by Hawaii health systems corporation. -- Amends provisions relating to the duties and powers of the Hawaii health systems corporation by prohibiting the corporation to dispose of all or substantially all of its property. -- HB2532 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to HHS then WAM (586-6130)
- HB2534 HD2 (HSCR 734-00) RELATING TO CRITICAL ACCESS HOSPITALS. House Speaker Say (BR) (586-6100)
Amends provisions relating to medical care payments within the department of human services. Provides that payments to critical access hospitals for services rendered to medicaid beneficiaries shall be calculated on a cost basis using medicare reasonable cost principles. Exempts critical access hospitals from provisions relating to medicaid reimbursement equity. Requires the state's share of matching funds to be provided through Hawaii health systems corporation and other designated critical access hospitals' appropriations. Provides that if funding is not available, medicaid reimbursement to critical access hospitals shall revert back to the existing medicaid payment

HOUSE BILLS WHICH PASSED THIRD READING

methodology. Act to be repealed on June 30, 2004 (sunset). -- HB2534 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to HHS then WAM (586-6130)

HB2536 HD1 (HSCR 533-00) RELATING TO CHILD AND ADOLESCENT MENTAL HEALTH. House Speaker Say (BR) (586-6100)
Appropriation out of the general revenue, the child and adolescent mental health fund, and the behavioral health administration special fund to the department of health for services provided to certain emotionally disturbed children and adolescents. (\$\$) -- HB2536 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to HHS then WAM (586-6130)

HB2537 MAKING AN EMERGENCY APPROPRIATION FOR THE ADULT MENTAL HEALTH DIVISION. House Speaker Say (BR) (586-6100)
Appropriation to the department of health for services and activities to improve services to patients and former patients of Hawaii state hospital and persons committed to the custody of the director of health in penal and civil commitment process. (\$\$) -- HB2537
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to WAM/ HHS/ (586-6890 or 586-6760)

HB2539 HD2 (HSCR 853-00) RELATING TO THE ENVIRONMENTAL RESPONSE REVOLVING FUND. House Speaker Say (BR) (586-6100)
Amends provision relating to the environmental response revolving fund to allow the fund to be used to support environmental protection and natural resource protection programs, including energy conservation and alternative energy development and to address concerns related to air quality, global warming, clean water, polluted runoff, solid and hazardous waste. Changes the state environmental response tax from 5 cent to ____ cents per barrel of petroleum product sold by a distributor to any retail dealer or end user. Repeals the provision that ____ cents of the tax on each barrel be used to address concerns relating to drinking water. -- HB2539 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to LRE then WAM (586-7330)

HB2542 HD1 (HSCR 591-00) MAKING AN EMERGENCY APPROPRIATION FOR THE STATE'S MEDICAID HOME AND COMMUNITY BASED SERVICES FOR THE DEVELOPMENTALLY DISABLED OR MENTALLY RETARDED PROGRAM. House Speaker Say (BR) (586-6100)
Appropriation to the department of health for the medicaid home and community based care services for the developmentally disabled or mentally retarded program. Requires matching federal funds for 51.01 per cent of the program. Appropriation to the department of human services to increase the federal match funds and to increase the interdepartmental transfer funds for the medicaid home and community based care services for the developmentally disabled or mentally retarded program. (\$\$) -- HB2542 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to HHS then WAM (586-6130)

HB2544 RELATING TO SANITATION. House Speaker Say (BR) (586-6100)
Repeals provisions relating to approval of location and sanitary conditions of businesses; and dwellings and lodging houses of the nuisances and sanitary regulations Act. -- HB2544
Mar=03 00 Introduction/Passed First Reading - Senate
Mar=03 00 Single Referral to HHS (586-6130)

HB2549 HD2 (HSCR 769-00) RELATING TO INDIVIDUAL WASTEWATER SYSTEMS. House Speaker Say

HOUSE BILLS WHICH PASSED THIRD READING

(BR) (586-6100)

Amends provisions relating to effect of laws, ordinances, and rules of water pollution. Authorizes any county desiring to administer its own laws, ordinances, and rules on the design, construction, use, and operation of individual wastewater systems, sewerage, and treatment facilities to submit to the director of health a full and complete description of the program. Requires the director to approve each submitted program unless the director determines that either adequate authority does not exist or the proposed program will interfere with or jeopardize any federal authorization or the state's administration of the National Pollutant Discharge Elimination System, other joint federal state programs, or existing state laws administered by the director.

-- Appropriation to the counties for grants in aid to finance county operational costs of regulating individual wastewater systems. (\$\$) -- HB2549 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to LRE/ TIA/ then WAM (586-7330)

HB2551 HD1 (HSCR 534-00)

RELATING TO THE CORRECTION OF THE APPLICABLE FISCAL YEAR FOR THE APPROPRIATION TO BE EXPENDED BY THE DEPARTMENT OF HEALTH IN SECTION 6 OF ACT 304, SESSION LAWS OF HAWAII 1999.

House Speaker Say (BR) (586-6100)

Amends Act 304, session laws of 1999 by changing the fiscal year for the appropriation to be 1999 - 2000, rather than 1999 - 2001. -- HB2551 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to HHS then WAM (586-6130)

HB2553 HD1 (HSCR 709-00)

RELATING TO EMPLOYMENT SECURITY. House Speaker Say (BR) (586-6100)

Amends provision relating to employment security. Allows the unemployment trust fund to be used for the payment of benefits of the state's unemployment compensation law and public employment offices pursuant to a specific appropriation of the legislature. Provides that the appropriation, obligation, and expenditure or other disposition of money appropriated shall be accounted for in accordance with standards established by the US Secretary of Labor. Adds that moneys credited to the state's account in federal fiscal years 2000, 2001, and 2002 shall be used solely for the administration of unemployment compensation program and are not subject to the specific appropriation requirements. -- HB2553 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to LRE then WAM (586-7330)

HB2554 HD1 (HSCR 415-00)

RELATING TO WORKERS' COMPENSATION. House Speaker Say (BR) (586-6100)

Amends provisions relating to subsequent injuries that would increase disability within workers' compensation. Provides that where the director of labor and industrial relations or the appellate board determines that the previous permanent partial disability amounted to less than that was necessary to support an award of 32 weeks of compensation for permanent partial disability, there shall be no liability on the special compensation fund and the employer shall pay the employee or the employee's dependents full compensation for the employee's permanent partial or total disability or death. -- HB2554 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to LRE then WAM (586-7330)

HB2555 HD1 (HSCR 710-00)

RELATING TO WORKERS' COMPENSATION SPECIAL COMPENSATION FUND EXPENSES. House Speaker Say (BR) (586-6100)

Amends provisions relating to workers' compensation. Provides that administrative expenses for the protection and preservation of the special compensation fund shall also be paid from the fund. Appropriation to the

HOUSE BILLS WHICH PASSED THIRD READING

department of labor and industrial relations to carry out the purposes of the fund, including the hiring of 6 full time permanent equivalent (FTE) positions, exempt from civil service and compensation provisions. (\$\$) -- HB2555 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to LRE then WAM (586-7330)

HB2556 HD1 (HSCR 481-00)

RELATING TO SAFETY INSPECTION FREQUENCIES FOR REGULATED EQUIPMENT. House Speaker Say (BR) (586-6100)
Amends provisions relating to boiler and elevator safety. Repeals the requirement that the period between an initial safety inspection of a boiler, pressure system, amusement ride, or elevator and kindred equipment, or the inspection used as the basis for the issuance of a permit to operate, and any subsequent inspection, shall not be less than 5 months. -- HB2556 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to LRE then WAM (586-7330)

HB2557 HD1 (HSCR 687-00)

RELATING TO OCCUPATIONAL SAFETY AND HEALTH. House Speaker Say (BR) (586-6100)
Amends provisions relating to occupational safety and health. Changes provisions relating to evidence to disclosure provisions. Provides that inspection and investigatory records prepared or compiled to enforce or administer this law shall not be disclosed while proceedings are pending or ongoing. Prohibits the identity of witnesses and confidential sources to be disclosed. Further prohibits any employee of the department of labor and industrial relations acting within the scope of the employee's office, employment, or authority to testify in proceedings other than those to enforce or administer this law. -- HB2557 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to LRE then JDC (586-7330)

HB2558 HD1 (HSCR 761-00)

RELATING TO BOILER AND ELEVATOR LAW. House Speaker Say (BR) (586-6100)
Amends provisions relating to boiler and elevator safety. Changes provisions relating to evidence to disclosure provisions. Provides that inspection and investigatory records prepared or compiled to enforce or administer this law shall not be disclosed while proceedings are pending or ongoing. Prohibits the identity of witnesses and confidential sources to be disclosed. Further prohibits any employee of the department of labor and industrial relations acting within the scope of the employee's office, employment, or authority to testify in proceedings other than those to enforce or administer this law. -- HB2558 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to LRE (586-7330)

HB2559 HD1 (HSCR 492-00)

RELATING TO THE HAWAII WORKFORCE DEVELOPMENT COUNCIL. House Speaker Say (BR) (586-6100)
Amends provision relating to the workforce development council. Changes the composition of the workforce development council from 29 members to 30 to 31 members. Adds the governor or the governor's designee to the body of the council. Requires the governor to appoint the chairperson of the council and the 2 mayors or their designees, as ex officio voting members to the council. -- HB2559 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to LRE/ TIA/ then WAM (586-7330)

HB2562

RELATING TO THE STATE FIRE COUNCIL. House Speaker Say (BR) (586-6100)
Amends provision relating to right of entry for inspection; unlawful to obstruct to include that designees of the county fire chief have the right of entry. Requires

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the county fire chief or the chief's designees to make an inspection of all state owned or county owned buildings and facilities, and shall make a report to the authorities responsible for the maintenance of any state owned or county owned building or facility when its found that a building or facility does not meet minimum standards of fire and safety protection. -- HB2562

Mar=02 00 Introduction/Passed First Reading - Senate

Mar=02 00 Single Referral to TIA (586-6970)

HB2563

RELATING TO THE STATE FIRE COUNCIL. House Speaker Say (BR) (586-6100)

Amends provision relating to composition and functions of the state fire council by allowing the state fire council to coordinate statewide training, data collection, and contingency planning needs for firefighters. Provides that representatives of the county fire departments be included in prospective members for the advisory committee to assist in carrying out functions of the state fire council. -- HB2563

Mar=02 00 Introduction/Passed First Reading - Senate

Mar=02 00 Single Referral to TIA (586-6970)

HB2564 HD2 (HSCR 837-00)

RELATING TO EMPLOYMENT SECURITY. House Speaker Say (BR) (586-6100)

Changes the sunset date for the assessment for the employment and training fund from December 31, 2000 to December 31, _____. Decreases the employment and training fund assessment for all employers to .034 per cent of taxable wages in 2001, .016 per cent of taxable wages in 2002. Provides that for ____ and all subsequent years there shall be no employment and training assessments. -- HB2564 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to LRE then WAM (586-7330)

HB2565

RELATING TO GARMENT INDUSTRY HOMEWORK. House Speaker Say (BR) (586-6100)

Repeals the garment industry homework Act. -- HB2565

Mar=02 00 Introduction/Passed First Reading - Senate

Mar=02 00 Single Referral to LRE (586-7330)

HB2566 HD2 (HSCR 751-00)

RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM. House Speaker Say (BR) (586-6100)

Amends library provisions by repealing the public private partners for literacy trust fund and the advisory alliance for literacy and lifelong learning. Requires the board of education through the state librarian to develop public private sector literacy partnerships for literacy program support. -- HB2566 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2567

RELATING TO BLUE LIGHTS. House Speaker Say (BR) (586-6100)

Allows the department of land and natural resources law enforcement vehicles approved by the chairperson of the board of land and natural resources to use blue lights. -- HB2567

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to WLH then WAM (586-7793)

HB2568 HD1 (HSCR 711-00)

RELATING TO STATE PARKS. House Speaker Say (BR) (586-6100)

Establishes state parks special fund within the state treasury. Requires all proceeds collected by the state parks programs involving park user fees, any leases or concession agreements, the sale of any article purchased from the department of land and natural resources to benefit the state parks programs, or any gifts or contributions to be deposited into this fund. Provides that

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proceeds derived for operation of Iolani Palace shall be used to supplement its educational and interpretive programs. Repeals the Aina Hoomalu Special Fund.

Authorizes the director of finance to transfer the unexpended balance, including encumbrances and accrued liabilities of the Aina Hoomalu Special Fund on June 30, 2000 to the credit of the State Parks Special Fund. Appropriation to the department of land and natural resources for the purposes of the State Parks Special Fund. (\$\$) -- HB2568 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2569 HD1 (HSCR 712-00)

RELATING TO THE COMMERCIAL FISHERIES SPECIAL FUND. House Speaker Say (BR) (586-6100)

Establishes commercial fisheries special fund provision. Provides that the commercial fisheries special fund shall be administered by the department of land and natural resources and shall be used for programs and activities for projects concerning conservation and management of aquatic life used for commercial purposes; developing and conducting resource monitoring programs; payroll for personnel of the department or awarding of grants in aid to or contracts with the University of Hawaii or other qualified organizations or individuals to develop or implement the programs and activities for conservation and management of aquatic life for commercial purpose. Prohibits the proceeds of the fund to be used as security for, or pledged to the payment of principal or interest on, any bonds or instruments of indebtedness. Repeals Act 220, session laws of 1996 (sunset). Requires the director of finance to transfer the unexpended balance including encumbrance and accrued liabilities as of June 30, 2000 to the credit of the commercial fisheries special fund. Appropriation. (\$\$) -- HB2569 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2570 HD1 (HSCR 600-00)

RELATING TO THE BOATING SPECIAL FUND. House Speaker Say (BR) (586-6100)

Establishes provision relating to transfer from boating special fund. Allows the director of finance to deduct 5 per cent of all receipts and deposits in the boating special fund after subtracting therefrom any amounts pledged, charged, or encumbered for the payment of bonds or interest thereon during the time period for which the deduction is to be made for the purpose of defraying the prorated estimate of central service expenses of government in relation to the boating special fund. Provides that the deduction shall be transferred to the general fund of the State and shall become general realizations of the State. Requires the chairperson of the board of land and natural resources to cooperate with the director of finance in effecting the transfer. -- HB2570 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2571 HD1 (HSCR 265-00)

RELATING TO STATE BOATING FACILITIES. House Speaker Say (BR) (586-6100)

Establishes provision relating to disposition of state boating facility properties. Provides that the board of land and natural resources may lease fast and submerged lands within an existing state boating facility by public auction or by direct negotiation, for private development, management, and operation; provided the board complies with provision relating to reclamation and disposition of submerged or reclaimed public land. Provides that the permissible uses under any lease may include any use that will complement or support the maritime activities of state boating facilities. Provides that disposition of public lands of state boating facilities constructed, maintained, and operated in accordance with this Act shall not exceed a maximum term of 55 years. Requires all revenues from the lease of facilities to be deposited into

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the boating special fund. -- Allows moorage for commercial vessels in the Ala Wai and Keehi boat harbors only at facilities leased for commercial purposes, or at berths numbered 7 through 61 at Ala Wai boat harbor. Provision to be repealed on July 1, 2002 (sunset). -- Provides that no commercial permit or commercial registration issued by the department of land and natural resources authorizing the owner of a commercial vessel to conduct commercial activities in a boating facility or area under jurisdiction of the department shall be revoked without a prior administrative hearing. Provides criteria. -- HB2571 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2572 HD1 (HSCR 659-00)

RELATING TO KANEOHE BAY. House Speaker Say (BR) (586-6100)
Amends provisions relating to Kaneohe bay ocean use, activities, permits, and restrictions. Provides that permits issued by the department of land and natural resources for the commercial operation of ocean use activities in Kaneohe bay shall be limited to the number by permit type, passenger capacity, as provided in the Kaneohe bay master plan until applicable rules are adopted by the department. Requires all rules adopted by the department with regards to Kaneohe bay to be drafted in consultation with the Kaneohe bay regional council and be adopted pursuant to administrative rules. Authorizes the Kaneohe bay regional council to review and periodically recommend changes to the master plan subject to the approval of the lead agency and include recommended changes to the master plan in its semi annual reports to the governor and the legislature. -- HB2572 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to ECD/ WLH/ then WAM (586-7335)

HB2573 HD1 (HSCR 601-00)

RELATING TO THE SPECIAL FUNDS OF THE LAND DIVISION. House Speaker Say (BR) (586-6100)
Amends provision relating to the special land and development fund. Requires the moneys collected from lessees of public land within industrial parks to be set apart in the fund and be used only as authorized by the legislature. Authorizes the use of the special land and development of fund for the payment of debt service on revenue bonds issued by the department of land and natural resources and to reimburse the general fund for debt service on general obligation bonds issued to finance departmental projects. Repeals the industrial park special fund. Requires the director of finance to transfer the unexpended fund balance, including encumbrances and accrued liabilities to the special land and development fund at the close of business on June 30, 2000. Appropriation to the department of land and natural resources. (\$\$) -- HB2573 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HB2574 HD1 (HSCR 713-00)

RELATING TO THE SPECIAL LAND AND DEVELOPMENT FUND. House Speaker Say (BR) (586-6100)
Amends provision relating to special land and development fund. Requires moneys collected for mineral and water rights to be deposited into the special land and development fund. Authorizes the use of the special land and development fund for the protection, planning, management, and regulation of water resources under state water code provision. -- HB2574 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HB2575

RELATING TO DISPOSITION OF WATER RIGHTS. House Speaker Say (BR) (586-6100)
Authorizes the disposition of water rights by direct negotiation, in addition to public auction. Allows the board of land and natural resources to extend month to month water permits for additional 1 year periods. -- HB2575

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Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to WLH then WAM (586-7793)

HB2576 HD1 (HSCR 735-00)

RELATING TO THE WATER RESOURCE MANAGEMENT FUND. House Speaker Say (BR) (586-6100)

Establishes provision relating water resource management fund. Provides the fund shall be administered by the commission of water resource management and shall be used for monitor programs and activities concerning water resource quality, protection, management, research, and other protection, operational or maintenance functions authorized and deemed necessary by the commission, including temporary staff positions. Requires all moneys collected to be deposited into the water management fund. Provides criteria. Appropriation to the department of land and natural resources for the purpose of the water resource management fund. (\$\$) -- HB2576 HD1

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HB2578 HD1 (HSCR 455-00)

RELATING TO THE NATURAL AREA RESERVE FUND. House Speaker Say (BR) (586-6100)

Authorizes the director of finance to transfer funds from the natural area reserve fund to the general fund. -- HB2578 HD1

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HB2581 HD1 (HSCR 593-00)

RELATING TO THE REPEAL OF UNNECESSARY ADMINISTRATIVE RULES. House Speaker Say (BR) (586-6100)

Repeals administrative rules that are unnecessary in the office of the governor; office of the lieutenant; department of accounting and general services; department of agriculture; department of budget and finance; department of Hawaiian home lands; department of health; department of labor and industrial relations; department of land and natural resources; department of commerce and consumer affairs; department of transportation. -- HB2581 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

HB2582 HD1 (HSCR 794-00)

RELATING TO ADMINISTRATIVE RULES. House Speaker Say (BR) (586-6100)

Amends provision relating to procedure for adoption, amendment, or repeal of rules. Provides that whenever an agency seeks only to repeal 1 or more provisions of the agency's rules because the rules are either obsolete or unauthorized, and not adopt, amend, or compile any other rules, the agency need only give 30 days' public notice at least once statewide of the proposed date of repeal and a list of the provisions being repealed; a statement of when, where, and during what times the provisions proposed to be repealed may be reviewed in person; and post the full text of the proposed provisions to be repealed on internet. Further provides that this provision does not apply to the repeal of 1 or more provisions, paragraphs, subparagraphs, clauses, words, phrases, or other material within a provision that does not constitute the entire provision to be repealed. -- HB2582 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

HB2583 HD2 (HSCR 795-00)

RELATING TO OPEN MEETINGS. House Speaker Say (BR) (586-6100)

Amends provision relating to meeting by videoconference; notice; quorum. Requires board meeting notices to specify that the public may attend videoconferenced board meetings at any of the specified meeting locations. Repeals the requirement for the board to adopt rules regarding videoconference meetings. -- HB2583 HD2

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HOUSE BILLS WHICH PASSED THIRD READING

- HB2584 RELATING TO THE FUEL TAX. House Speaker Say (BR) (586-6100)
Amends fuel tax provisions by repealing the requirement that each distributor report the total number of gallons of fuel imported by the distributor or person and sold or used by the distributor or person and if for ultimate use in another county or on either island, the name of that county or island. -- HB2584
Mar=03 00 Introduction/Passed First Reading - Senate
Mar=03 00 Single Referral to WAM (586-6890 or 586-6760)
- HB2585 HD1 (HSCR 663-00) RELATING TO THE UNIFORM ELECTRONIC TRANSACTIONS ACT. House Speaker Say (BR) (586-6100)
Establishes the uniform electronic transaction Act. Provides that a record, signature, or contract shall not be denied legal effect or enforceability solely because it is in electronic form. Further provides that if a law requires a signature or record to be in writing, an electronic signature or record shall satisfy the law. Requires each governmental agency to determine whether and the extent to which it will create and retain electronic records and convert written records to electronic records, and the extent to which it will send and accept electronic records and electronic signatures to and from other persons and otherwise create, generate, communicate, store, process, use, and rely upon electronic records and signatures. -- HB2585 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to CPN/ EDU/ (586-6830 or 586-6460)
- HB2586 RELATING TO CHAPTER 92F, UNIFORM INFORMATION PRACTICES ACT (MODIFIED). House Speaker Say (BR) (586-6100)
Amends access to personal record; initial procedure provision. Provides that an agency shall permit the individual to review the individual's personal record and have a copy made within 10 working days following the date of receipt by the agency rather than the date of request. -- HB2586
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Single Referral to JDC (586-6030 or 586-7100)
- HB2587 HD1 (HSCR 594-00) RELATING TO THE REPEAL OF NULL AND VOID ADMINISTRATIVE RULES.
House Speaker Say (BR) (586-6100)
Repeals administrative rules by virtue of the fact that they are already null and void in the office of the lieutenant governor; department of accounting and general services; department of agriculture; department of budget and finance; department of health; department of labor and industrial relations; department of land and natural resources; department of business and economic development and tourism; department of commerce and consumer affairs; department of taxation. -- HB2587 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
- HB2588 HD1 (HSCR 535-00) RELATING TO AUDIT AND ACCOUNTING. House Speaker Say (BR) (586-6100)
Amends provision relating to comptroller to supervise accounts, etc. Allows the comptroller to delegate the preaudit responsibility for proposed payment amounts below 1,000 dollars to the executive branch departments. Requires the departments to preaudit the proposed payments to determine the propriety of expenditures and compliance with applicable laws, executive orders and rules that may be in effect. -- HB2588 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to GOH then WAM (586-6450)
- HB2594 HD1 (HSCR 714-00) RELATING TO DANGEROUS DRUGS. House Speaker Say (BR) (586-6100)
Amends provisions relating to promoting a dangerous drug in the 2nd and 3rd degrees by eliminating mandatory imprisonment. Provides that persons who

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are sentenced to probation shall be required to participate in an appropriate drug treatment or education program administered by a qualified agency or organization that provides such programs to persons who abuse controlled substances. Provides that each person enrolled in a drug treatment or education program shall be required to pay for participation in the program to the extent of the person's financial ability. -- HB2594 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB2597 HD1 (HSCR 586-00)

RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE. House Speaker Say (BR) (586-6100)

Revisions conforming to the Federal Internal Revenue Code for taxable years beginning after December 31, 1999. -- HB2597 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to WAM (586-6890 or 586-6760)

HB2598 HD1 (HSCR 587-00)

RELATING TO THE INTEGRATED TAX INFORMATION MANAGEMENT SYSTEMS ACQUISITION BY THE DEPARTMENT OF TAXATION. House Speaker Say (BR) (586-6100)

Amends Act 155, session laws of Hawaii 1999, by amending the integrated tax information management systems special fund to provide that appropriations made shall not lapse at the end of the fiscal years for which the appropriations are made, provided any appropriations that are unencumbered as of June 30, 2002 shall lapse. -- HB2598 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to WAM (586-6890 or 586-6760)

HB2601

RELATING TO THE GENERAL FUND EXPENDITURE CEILING REPORTING DATES. House Speaker Say (BR) (586-6100)

Amends provision relating to the duties of the director of finance by changing the dates on which the director of finance shall determine preliminary and final estimate of the state growth and expenditure ceiling to August 15 and November 15 of each year, respectively. Requires the council on revenues to report its estimates of total state personal income to the director of finance, the governor, the chief justice, and the legislature to each August 5th and November 5th rather than July 20 and October 20 of each year. -- HB2601

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to WAM (586-6890 or 586-6760)

HB2604 HD2 (HSCR 770-00)

RELATING TO TAXATION. House Speaker Say (BR) (586-6100)

Amends the general excise law by amending sales of services to a licensed seller and adding sales of amusements. -- Amends use tax provisions to include contracting. Establishes a use tax of ____ per cent in calendar year 2000, on a public utility engaged in the business of selling telecommunication services to a person who resells such products or services and upon the portion of the gross income of a motor carrier or contract carrier which consists of the receipts from the sale of its products or services to a person and reduces it ____ per cent a year to ____ per cent in the calendar year 2006. -- HB2604 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB2605 HD1 (HSCR 588-00)

RELATING TO TAXATION APPEALS. House Speaker Say (BR) (586-6100)

Amends tax appeals, income tax, general excise tax, transient accommodations tax, use tax, fuel tax, liquor tax, cigarette and tobacco tax, conveyance tax, and rented motor vehicle and tour vehicle surcharge tax provisions to provide that the respective tax be paid for appeals other than to the district board of review. -- HB2605 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

HOUSE BILLS WHICH PASSED THIRD READING

Mar=09 00 Single Referral to WAM (586-6890 or 586-6760)

HB2606 HD1 (HSCR 536-00)

RELATING TO DISCLOSURE OF TAX INFORMATION. House Speaker Say (BR) (586-6100)

Amends general excise tax provisions by adding that a person with a material interest is the return, return information, or report includes a person contractually obligated to pay the taxes assessed against another when the latter person is under audit by the department of taxation. Amends the use tax law to apply general excise tax provisions relating to filing of returns and disclosure of returns unlawful. -- HB2606 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to WAM (586-6890 or 586-6760)

HB2607 HD2 (HSCR 721-00)

RELATING TO HIGH TECHNOLOGY. House Speaker Say (BR) (586-6100)

Provides that section 704 of the Federal Internal Revenue Code (with respect to a partner's distributive share) shall be operative for income tax purposes except that it shall not apply to allocations of low income housing tax credits among partners. -- Amends the high technology business income tax to include trade secrets. Also defines computer data and computer program. -- Amends the income tax credit for increasing research activities to provide that section 41 of the Federal Internal Revenue code shall remain in effect until December 31, 2005 (sunset), even if it is repealed or terminated. -- HB2607 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2615

RELATING TO HAZARDOUS MATERIALS. House Speaker Say (BR) (586-6100)

Amends transportation of hazardous material, hazardous waste, infectious substances, and medical waste. Repeals the definition of extremely hazardous substance. Redefines hazardous material to include hazardous substances, hazardous wastes, infectious substances, medical wastes, marine pollutants, elevated temperature materials, and materials that meet the defining criteria for hazardous classes and divisions in title 49, Code of Federal Regulations, part 173. Adds that transport includes storage incidental to transportation while under active shipping papers and prior to the hazardous material reaching the ultimate consignee. Requires incident reports to include a copy of any written notification required under title 49, Code of Federal Regulations, part 171 to be provided to the director of transportation. -- HB2615

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to LRE then TIA (586-7330)

HB2616 HD1 (HSCR 537-00)

RELATING TO CONCESSIONS ON PUBLIC PROPERTY. House Speaker Say (BR) (586-6100)

Establishes provision relating to competitive sealed proposals. Provides that sealed proposals may be utilized to enter into concession contracts on public property when the head of a purchasing agency determines in writing that the use of competitive sealed bidding is either not practicable or not advantageous to the government agency. Provides criteria. Provides that proposals shall be solicited through a request for proposals and shall be opened so as to avoid disclosure of contents to competing offerors during the process of negotiation; a register of proposals shall be prepared and shall be open for public inspection after contract award. Provides that in conducting discussions, there shall be no disclosure of any information derived from proposals submitted by competing offerors. Provides that award shall be made to the responsible offeror whose proposal is determined in writing to be the most advantageous taking into consideration the financial return to the government agency and the evaluation factors set forth in the request for proposals. Redefines the word concession to include the sale of services such as advertising, communications and

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telecommunications. Amends provision relating to contracts for concessions; bid required, exception to include competitive sealed proposals. Allows for extend concession permits for additional periods in the event that the premises are under construction, renovation, or being prepared for a new use. Further provides for the exemption of operations of concessions that do not admit of competition, and for which there is only 1 source of the good or service, which determination shall be made in writing by the head of the government awarding the concession and included in the concession file. -- HB2616 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to TIA/ GOH/ then WAM (586-6970)

HB2618 HD2 (HSCR 865-00)

RELATING TO REPEAT INTOXICATED DRIVERS. House Speaker Say (BR) (586-6100)
Amends administrative revocation of driver's license provisions to include motor vehicle registration. Establishes special license plate provisions, failure to surrender license plates provisions, special motor vehicle registration provisions, and provisions prohibiting the transferring of vehicles with revoked license plates. Redefines administrative revocation to mean the termination of the arrestee's driver's license or all motor vehicles registered to the arrestee, or both. Establishes that the registrations of all motor vehicles registered to the arrestee shall be terminated 30 days after the date of arrest following previous convictions of driving under the influence of intoxicating liquor or habitually driving under the influence of intoxicating liquor or drugs. Requires the arresting officer to cause to remove and revoke the license plates (number plates) of the vehicle driven by the arrestee and issue a temporary motor vehicle license plate and registration to the arrestee. Allows the administrative director of the courts to grant a special registration to a member of the arrestee's household who has a valid driver's license or is the co owner of any motor vehicle upon determination that the person is completely dependent on the motor vehicle for the necessities of life. -- HB2618 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to TIA/ JDC/ then WAM (586-6970)

HB2619 HD2 (HSCR 771-00)

RELATING TO NOISE. House Speaker Say (BR) (586-6100)
Prohibits any person to engage in activity that produces excessive noise without 1st securing approval in writing from the director of health except any construction and maintenance work authorized by the department of transportation on the freeway and freeway ramps between Nuuanu avenue and 6th avenue on the island of Oahu for which prior concurrence for an exemption from this provision has been obtained from the H-1 (H 1) corridor task force, established by the department of transportation. Requires the department to provide a reasonable notice to persons likely to be adversely affected by excessive noise from construction and maintenance work on the freeway and ramps. -- HB2619 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to LRE then TIA (586-7330)

HB2620 HD2 (HSCR 736-00)

RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE UNIVERSITY OF HAWAII AND PROVIDING APPROPRIATIONS THEREFOR.
House Speaker Say (BR) (586-6100)
Appropriation for the purpose of satisfying claims for legislative relief to persons, firms, corporations, and entities which have claims against the university of Hawaii due to payments of judgments or settlements, or other liabilities. (\$\$) -- HB2620 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2624 HD1 (HSCR 589-00)

RELATING TO THE UNIVERSITY OF HAWAII. House Speaker Say (BR)

HOUSE BILLS WHICH PASSED THIRD READING

(586-6100)

Establishes a seed distribution program revolving fund used for the cultivation and production of seeds and for research and development. Requires the fund to be administered by the college of tropical agriculture and human resources of the university of Hawaii. Repeals the seed distribution program and revolving fund from the department of agriculture. -- HB2624 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2625 HD1 (HSCR 655-00)

RELATING TO MINORS. Representative Hamakawa (586-8480)

Establishes provision relating to expungement orders. Provides that upon written application by the minor, or the minor's parent or guardian, the court may issue an order expunging the records of a minor. Provides criteria. Defines arrest record and expunge. -- Amends provision relating to duties and powers; reports to include expungement of juvenile arrest records. Provides that upon receipt of an expungement order issued by the family court, the police shall expunge the arrest record of the minor. -- Amends provision relating to responsibility for juvenile justice information system. Provides that the attorney general shall purge a minor's arrest record upon issuance of a family court order. -- HB2625 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB2633 HD1 (HSCR 635-00)

RELATING TO VOTER REGISTRATION. House Speaker Say (BR) (586-6100)

Amends removal of names from register and reregistration provision. Provides that after having complied with the provisions of the National Voting Rights Act of 1993, the clerk shall identify or remove the name of any registered voter from the register of voters. Provides that on election days, any person identified or removed shall have the person's name corrected or restored in the register and shall be allowed to vote if the person completed an affidavit or other form prescribed by the chief election officer. Provides criteria. -- HB2633 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB2634 HD1 (HSCR 656-00)

RELATING TO NO CANDIDATES FILED FOR AN ELECTIVE OFFICE. House Speaker Say (BR) (586-6100)

Establishes provision relating to no candidate files nomination papers for an elective office. Provides that if after the close of filing there are no candidates who have filed nomination papers for an elective office for the primary, special primary, or any special election held in conjunction with the primary election, the chief election officer or clerk, in the case of a county election, shall accept nomination papers for that office not later than 4:30 p.m. on the 50th day prior to the next succeeding primary election or special election. -- HB2634 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB2635 HD1 (HSCR 576-00)

RELATING TO ELECTIONS. House Speaker Say (BR) (586-6100)

Amends the arrangement of names on the ballot provision. Provides that immediately to the left of (before) or to the right of (after) the candidate name or names, according to the requirements of the voting system, 2 vertical lines shall be ruled, so that in conjunction with horizontal lines, a box shall be formed to the left of or to the right of the name. -- HB2635 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB2643 HD1 (HSCR 289-00)

RELATING TO ABANDONED MOTOR VEHICLES. House Speaker Say (BR) (586-6100)

HOUSE BILLS WHICH PASSED THIRD READING

Repeals the limit on the amount of the additional fees the counties may establish through ordinance for each certificate of registration for highway beautification and the disposal of abandoned vehicles for u drive motor vehicles and other vehicles. Repeals the requirement that the moneys collected be placed in the highway beautification and disposal of abandoned vehicles revolving fund-- HB2643 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA then WAM (586-6970)

HB2646 HD1 (HSCR 503-00)

RELATING TO TRUSTS AND ESTATES. House Speaker Say (BR) (586-6100) Amends provision relating to power of uniform trustees. Provides that a trustee has the power to divide a single trust into 2 or more separate trusts for administration or tax purposes, including the allocation of the generation skipping transfer exemption; provided the terms of the new trust provide, in the aggregate, for the same succession of interests and beneficiaries as are provided in the original trusts. -- Amends provision relating to disposition of unclaimed assets. Provides that when any real or personal property remains in the hand of the personal representative or trustee, after all payments have been made, and no heirs or claimants of the decedent, or beneficiaries of a trust, entitled to the property, can be located after reasonable search, the personal representative or trustee, at the filing of the petition for final accounts, or termination of the trust, shall report the fact to the court, which shall enter an order authorizing the transfer of the property to the state director of finance. -- Raises the threshold for classification as a small estate from 60,000 dollars to 100,000 dollars. -- Amends provision relating to estates of persons leaving no known relatives. Increases the limit on the value of a decedent's estate administered by the clerk of the circuit court from 60,000 dollars to 100,000 dollars. -- HB2646 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB2648 HD2 (HSCR 827-00)

RELATING TO PROBATION. House Speaker Say (BR) (586-6100) Allows a court, upon sentencing a defendant to probation, deferring a guilty plea, or deferring a plea of nolo contendere, to order the defendant to pay a probation service fee of 100 dollars for a term of more than 1 year, or 50 dollars for a term of 1 year or less. Establishes the probation services fund to be used by the judiciary to monitor, enforce, and collect fees, fines, restitution, other monetary obligations owed by defendants, and other terms and conditions of probation. Exempts the fund from contributing to central service and administrative expenses of the government. Appropriation. (\$\$) -- HB2648 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB2649 HD1 (HSCR 657-00)

RELATING TO NONCONSENSUAL COMMON LAW LIENS. House Speaker Say (BR) (586-6100)

Amends provision relating to liens against public officers and employees. Provides that any claim of lien against a federal, state, or county officer or employee based on the performance or nonperformance of that officer's or employee's duties shall designate in the pleading header that the claim is directed to a federal, state, or county officer or employee, and shall be invalid unless accompanied by a certified order from a state or federal court of competent jurisdiction authorizing the filing of such lien. Provides that the registrar shall not accept for filing a claim for nonconsensual common law lien unless the claim is accompanied by a certified state or federal court order authorizing the filing of the lien. -- Amends provision relating to expungement of invalid lien; penalties; sanctions; for frivolous filings. Provides that any person who knowingly submits an invalid court order in support of a nonconsensual common law lien against a federal, state, or county officer or employee to the

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registrar for filing, shall be guilty of the crime of tampering with a government record. -- HB2649 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to LRE then JDC (586-7330)

HB2650 HD1 (HSCR 869-00)

RELATING TO THE JUDICIARY. House Speaker Say (BR) (586-6100)

Judiciary Supplemental Appropriations Act of 2000. Amends Act 156, session laws of 1999, relating to the judiciary budget. Act to take effect July 1, 2000. (\$\$) -- HB2650 HD1

Mar=09 00 Passed Third Reading House as amended (HD1)

HB2653 HD2 (HSCR 602-00)

RELATING TO THE JUDICIARY. House Speaker Say (BR) (586-6100)

Amends provision relating to civil enforcement. Provides that a certified or exemplified copy of an order of any court of this State for payment of a fine or restitution pursuant to provision relating to authorized disposition of convicted defendants, may be filed in the office of the clerk of an appropriate court of this State as a special proceeding without the assessment of a filing fee or surcharge. -- HB2653 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB2691 HD2 (HSCR 688-00)

RELATING TO DRIVING UNDER THE INFLUENCE OF DRUGS. House Speaker Say (BR) (586-6100)

Changes the penalties for the offense of driving under the influence of drugs. Requires rather than allows the court to require the offender to obtain appropriate treatment if the counselor's assessment establishes the offender's drug abuse or dependence. Provides that any person sentenced may be ordered to reimburse the county for the cost of any blood tests conducted. -- HB2691 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA then JDC (586-6970)

HB2701 HD3 (HSCR 828-00)

RELATING TO PUBLIC SCHOOLS. Representative Schatz (586-9425)

Establishes a renewable energy demonstration project in the department of education. Requires the department with the assistance of the department of business, economic development, and tourism and the department of accounting and general services to select 1 school or 1 planned for construction in each school district to participate in the project. Requires the department to utilize performance contracting for installation of photovoltaic systems, energy storage devices, and energy efficiency retrofitting at each school and to evaluate the feasibility and cost effectiveness of the project. Progress and final report to the legislature. -- HB2701 HD3

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU/ LRE/ then WAM (586-6230)

HB2716 HD1 (HSCR 581-00)

RELATING TO CONDOMINIUMS. Representative Lee (BR) (586-9460)

Amends provision relating to condominium management bylaws. Provides that any board of directors of a condominium association that intends to distribute proxies using association funds must post notice at least 30 days prior to distribution. Amends provision relating to proxies to include that a copy, facsimile (fax) telecommunication, or other reliable reproduction of a proxy may be used in lieu of the original proxy for any and all purposes for which the original proxy could be used; provided that any copy facsimile telecommunication, or other reproduction shall be a complete reproduction of the entire original proxy. -- HB2716 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to GOH then JDC (586-6450)

HOUSE BILLS WHICH PASSED THIRD READING

- HB2721 HD2 (HSCR 803-00) RELATING TO TRANSPORTATION. Representative Morita (586-8435)
Requires the director of transportation to establish new design guidelines to govern new construction, reconstruction, resurfacing, restoration, or rehabilitation of bridges, principal and minor arterial roads, collector and local roads, and streets. -- HB2721 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to TIA then WAM (586-6970)
- HB2727 HD1 (HSCR 745-00) RELATING TO INTERISLAND VEHICLE TRANSFERS. Representative Souki (586-9444)
Amends interisland shipping of vehicles provision. Repeals the requirement that a registered owner of a vehicle who is not the legal owner of the vehicle present a written consent of the legal owner thereof to the transportation. -- HB2727 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to TIA then CPN (586-6970)
- HB2732 HD1 (HSCR 658-00) RELATING TO COURT REPORTERS. Representative Saiki (BR) (586-8485)
Establishes provision relating to private court reporters; gifts or incentives. Prohibits any court reporter from engaging in any conduct that might undermine the private court reporter's impartiality, that is improper, or gives the appearance of impartiality. Prohibits private court reporters or entity providing the services of a court reporter from offering any gift, incentive, prize or award, including but not limited to, cash, trips, gift certificates, stuffed animals, or movie tickets to any client, attorney, a party of legal action, or a party having a financial interest in a legal action, or an employee thereof. Provides that fines for the violation of this provision shall be 500 dollars for the 1st offense; 1,000 dollars for the 2nd offense; and not less than 1,500 dollars and not more than 2,000 dollars for any subsequent offense. -- HB2732 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to CPN then JDC (586-6830 or 586-6460)
- HB2733 HD1 (HSCR 380-00) RELATING TO THE HAWAIIAN HOME LANDS TRUST. Representative Saiki (586-8485)
Establishes a Hawaiian home lands trust individual claims compensation commission within the legislative reference bureau to develop proposals for alternative means of compensating claimants who have received a favorable ruling under the Hawaiian home lands trust. Provides that the governor shall appoint the members of the commission from lists submitted by the various Hawaiian homestead associations in the State. Provides that the commission shall not be subject to the requirements of the administrative procedures and public agency meetings and records laws, but may hold public hearings to obtain public input. Report to legislature. Provides that the commission shall cease to exist on June 30, 2002 (sunset). -- HB2733 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to WLH then WAM (586-7793)
- HB2736 HD1 (HSCR 504-00) RELATING TO IDENTITY THEFT. Representative Ahu Isa (586-9415)
Establishes provision relating to unauthorized use of another person's information to obtain credit, goods, money, services, or anything of value. Provides that a person commits the offense of unauthorized use of another person's information to obtain credit, goods, money, services, or anything of value if the person makes or causes to be made any false statement with the unauthorized use of another person's information in writing, by voice, or by electronic transmission, knowing it to be false with the intent that it be relied on, in respect to the person's identity or that of any other person, for the purpose of obtaining credit, goods, money, services, or anything of value. Provides that unauthorized use of another person's information to obtain credit, goods,

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money, services, or anything of value is a misdemeanor. Further provides that unauthorized use of another person's information to obtain credit, goods, money, services, or anything of value is a class C felony if the value of the money, goods, or services obtained or attempted to be obtained exceeds 300 dollars in any 6 month period. Establishes definition for person's information. -- HB2736 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to JDC (586-6030 or 586-7100)

HB2739 HD2 (HSCR 864-00)

RELATING TO CORRECTIONS. Representative Garcia (586-8490)

Authorizes the governor to negotiate with any person for the development of a private correctional facility capable of housing both minimum and medium security inmates to be situated on lands identified as a portion of TMK 1-6-001-025 and 1-6-001-002. Requires the facility to have the capacity to accommodate a minimum of 1,700 live in inmates, offer rehabilitation and treatment programs, have sufficient classrooms, and offer a variety of programs for successful transition back to society. Requires ____ per cent of the annual operating budget be designated for rehabilitation and treatment programs. Appropriation to the department of public safety for the preparation of an environmental impact statement for the development of a private correctional facility. (\$\$) -- HB2739 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to JDC/ GOH/ then WAM (586-6030 or 586-7100)

HB2741 HD1 (HSCR 355-00)

RELATING TO PRIVATELY-OPERATED CORRECTIONAL FACILITIES.

Representative Garcia (586-8490)

Establishes provision relating to contracts for the operation of correctional facilities by private entities. Authorizes the governor to enter into and execute contracts with any private entity to operate minimum security correctional facilities at sites selected by the governor within the state. Requires the department of public safety to publish a request for proposals that shall include a description of the long range correctional needs, objectives and goals of the department and the state. Prohibits the department to grant a license to a private correctional facility unless the legislature has appropriated funds for the housing of state inmates in private correctional facilities. -- Requires the state procurement office, under the department of accounting and general services, to review the procedures by which a contract was awarded and to review each contract prior to execution, upon request by of the legislature. -- Requires the contractor to be responsible for costs incurred by the State or any political subdivision for legal costs relating to escapes, riots or disturbances, or other natural or other human caused events that occur at the facility because of the contractor's negligence, errors, omissions, intentional acts, or failure to comply with the terms of the contract. -- Provides that the private operator of a correctional facility shall be paid a per diem rate for each sentenced offender. -- Requires a citizens oversight committee to be formed for each proposed new public or private correctional facility for consultation during site selection and facility design. -- Provides that nothing in provisions relating to civil service, compensation, and exemption of certain county positions, including the merit principles, the classification systems, or historical past practices, shall be deemed to prevent, restrict, diminish, condition, limit, or otherwise qualify the authority of a department or agency of the state or county to enter into a contract with a private provider. -- HB2741 HD

Mar=09

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Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to JDC/ LRE/ then WAM (586-6030 or 586-7100)

HB2743 HD2 (HSCR 829-00)

RELATING TO LAND USE. Representative Cachola (586-6110)

Establishes the land use planning task force within the department of business, economic development, and tourism to study and recommend constitutionally

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acceptable structural changes to the land use regulatory system. Provides that the task force shall study and recommend procedures to eliminate any costly and unnecessary duplication and inefficiency that exists. Allows the affected parties to develop a land use planning system that addresses the duplication problems, create clear and separate accountability for the State and counties, and reduce the processing time in obtaining business and development approvals. Establishes the land use planning task force special fund to be administered by the legislative reference bureau. Report to the legislature. Provides that the task force shall cease to exist on June 30, 2001 (sunset). Provides that in the event the task force fails to timely submit a report to the legislature, the legislative auditor shall report to the legislature. -- HB2743 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HB2745 HD1 (HSCR 718-00)

RELATING TO QUARANTINE. Representative Kahikina (586-8465)
Establishes provisions relating to exemption of service animals from quarantine. Provides that a service animal that has been vaccinated with a modified live rabies vaccine within 6 months prior to entry to the state shall be exempt from quarantine upon entry into the state. Provides qualifying conditions to be exempt in lieu of vaccination with a modified live rabies vaccine. Requires the department of agriculture to adopt rules to include but not limited to form and procedures for verification, and a schedule of fees to defray costs to the department in the implementation of this exemption. Provides the penalties of violation to include immediate seizure and quarantine of a service animal in this state at the owner's expense; a fine of up to 100 dollars for each offense; denial of permission to enter the state with a nonresident service animal for up to 2 years from the date of the violation, unless the animal is quarantined upon entry to the state. Defines guide dog, nonresident service animal, service animal, service dog and signal dog. -- HB2745 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to ECD/ HHS/ then WAM (586-7335)

HB2746 HD1 (HSCR 737-00)

MAKING AN APPROPRIATION FOR THE PEER EDUCATION PROGRAM. Representative Kahikina (586-8465)
Appropriation to the department of health for the peer education program. (\$\$) -- HB2746 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to HHS then WAM (586-6130)

HB2751 HD2 (HSCR 551-00)

RELATING TO MOTOR VEHICLE INSURANCE. Representative Menor (BR) (586-6150)
Requires every motor vehicle insurer to electronically notify the insurance commissioner and each county motor vehicle licensing agency of a cancellation, lapsing, or nonrenewal of a motor vehicle insurance policy that the insurer has issued. Appropriation to the city and county of Honolulu, county of Maui, county of Hawaii, and the county of Kauai to establish the motor vehicle identification number (license plate) data base. (\$\$) -- HB2751 HD2
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to CPN/ TIA/ then WAM (586-6830 or 586-6460)

HB2753 HD2 (HSCR 848-00)

RELATING TO OCEAN RECREATION. Representative Auwae (586-8460)
Requires the chairperson of the board of land and natural resources to establish a moratorium on the issuance of new commercial use permits to any person whose operation includes conducting marine mammal watching tours in waters located along the Waianae coastline of Oahu between Kaena Point and Barbers Point. Allows existing commercial use permits to be renewed provided that no more than 8 permits be outstanding at any given time. Moratorium to remain in effect until June 30, 2002 (sunset). Requires the chairperson of the board of

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land and natural resources to determine the maximum number of commercial use permits to be issued, conduct a study to determine the feasibility of issuing commercial use permits for specific rather than unspecified ocean recreational activities along the Waianae coastline, require all persons issued commercial use permits to charge a 1 dollar fee for each paying passenger. Requires a report of findings to include financial accounting of all fees deposited into the fund and recommendations to the legislature. -- HB2753 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2760 HD2 (HSCR 863-00)

RELATING TO THE COLLEGE SAVINGS PROGRAM. Representative Takai (586-8455)

Amends the college savings program to include provisions for section 529 of the Federal Internal Revenue Code of 1986. Allows the director of finance to enter into tuition savings agreements with account owners. Provides that a minimum length of times as determined by the director may be required of the account before distributions for qualified higher education expenses can be made. -- HB2760 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB2761 HD1 (HSCR 493-00)

RELATING TO MOTOR VEHICLES. Representative Takai (586-8455)

Amends the special number plates (license plates) provisions by repealing the requirement that an organization have at least 100 members in good standing. Also provides that an organization also includes a state or county agency approved by the county director of finance or any school or accredited institution of higher learning or a college or recognized program thereof. Provides that after an organization's application has been approved a motor vehicle owner may apply for the special number plate. Repeals proof of membership requirement. -- HB2761 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to TIA (586-6970)

HB2762

RELATING TO ISLAND BURIAL COUNCILS. Representative Kawakami (586-6280)

Provides that the department of land and natural resources records relating to the location and description of historic sites, including burial sites, if deemed sensitive by a council or the Hawaii historic places review board, shall be confidential. -- HB2762

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to WLH (586-7793)

HB2763 HD1 (HSCR 391-00)

MAKING AN APPROPRIATION FOR TEACHER EDUCATION. Representative Kawakami (586-6280)

Appropriation to the department of education for teacher education and graduate level outreach programs on the island of Kauai. (\$\$) -- HB2763 HD1

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to EDU then WAM (586-6230)

HB2768 HD1 (HSCR 804-00)

RELATING TO KIKALA-KEOKEA. Representative Takamine (BR) (586-6200)

Amends Act 242, session laws of 1991 by changing low interest loans to residents who have suffered the loss of their homes and lands to the devastating effects of the continued volcanic eruptions on the island of Hawaii to funds for the development of infrastructure at Kikala Keokea. Appropriation to the department of land and natural resources, rather than the housing finance and development corporation, to provide funding for infrastructure development to benefit residents of Hawaiian ancestry at Kalapana. Establishes an infrastructure development fund to be administered by the department of land

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and natural resources. Provides that all funding commitments to complete the design and construction of infrastructure improvements shall be executed before any moneys can be disbursed. (\$\$) -- HB2768 HD1
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HB2774

RELATING TO DISCRIMINATION IN PUBLIC PLACES. Representative Lee (586-9460)

Amends other discriminatory practice provision by adding that it is a discriminatory practice to deny or attempt to deny the full and equal enjoyment of the goods, services, facilities, privileges, advantages, and accommodations of a place of public accommodations to a woman because she is breastfeeding a child. -- HB2774

Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to HHS then JDC (586-6130)

HB2782

RELATING TO BURIAL SITES. Representative M. Oshiro (586-8505)

Amends provision relating to the historical preservation program and inadvertent discovery of burial sites. Provides that where the department of land and natural resources determines it to be appropriate, the department may execute the mitigation plan for the landowner, permittee, or developer, upon their request. Allows the department to charge a fee for execution of the mitigation plan. Also provides that justifiable delays resulting from the discovery of burials shall not count against any contractor's completion date agreement. -- HB2782

Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to WLH then WAM (586-7793)

HB2789 HD2 (HSCR 782-00)

MAKING AN APPROPRIATION FOR HAWAIIAN ORGANIC AGRICULTURE. Representative Abinsay (586-6010)

Appropriation to the department of agriculture to assist the Hawaii organic farmers association to develop educational materials for producers, consumers, and retailers; hold seminars at the county level; disseminate copies of a high quality video on Hawaiian organic agriculture; develop marketing materials for certified organic farmers; develop a database of Hawaiian certified farms; and provide assistance for federal accreditation. Requires matching funds by the private sector. (\$\$) -- HB2789 HD2

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2793 HD1 (HSCR 805-00)

RELATING TO AGRICULTURE. Representative Abinsay (586-6010)

Amends Act 117, session laws 1999 by allowing any unexpended or unencumbered funds at the close of fiscal year 1999 - 2000 for the expenses incurred in the performance of the duties of the agribusiness development corporation board may be expended or encumbered during fiscal year 2000 - 2001 and shall not lapse until June 30, 2001 and allowing the agribusiness development corporation to use 250,000 dollars for grants for the development of an agricultural subdivision in the Hamakua district on the island of Hawaii.

Appropriation to the department of agriculture. -- HB2793 HD1

Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2794 HD3 (HSCR 841-00)

RELATING TO TAXATION. Representative Hiraki (586-6180)

Provides a general excise tax exemption for amounts received as rent for the rental or leasing of aircraft or aircraft engine used by the lessees or renters for interstate air transportation of passengers and goods. -- Amends the definition of use for use tax provisions to include the acquisition or importation of any such aircraft or aircraft engine by any lessee or renter engaged in interstate air

HOUSE BILLS WHICH PASSED THIRD READING

transportation. -- HB2794 HD3
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Single Referral to TIA/ WAM/ (586-6970)

HB2797 HD1 (HSCR 516-00) RELATING TO INSURANCE CODE. Representative Hiraki (586-6180)
Replaces the application of the Health Insurance Portability and Accountability Act of 1996, PL 104-191 to the application of title 42 US Code section 300 (gg), et seq. as it relates to group and individual health insurance and to long term care insurance. -- HB2797 HD1
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2798 HD2 (HSCR 596-00) RELATING TO WORKERS' COMPENSATION. Representative Hiraki (586-6180)
Provides that factors described in the department of labor and industrial relation's administrative rules pertaining to worker's compensation attorney's fees, the comparable hourly rates charged by attorneys who are engaged in other areas of civil litigation in Hawaii, and hourly rates which have been approved by state and federal courts in Hawaii as a reasonable hourly civil litigation rate for attorneys may be factors to be considered in approving attorney's fees. -- HB2798 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to LRE then WAM (586-7330)

HB2801 HD2 (HSCR 752-00) RELATING TO AGRICULTURE. Representative Abinsay (586-6010)
Requires the department of agriculture, animal industry division, to conduct a mandatory survey and sampling of swine farms in the State to determine the incidence of porcine respiratory and reproductive syndrome (PRRS) and to establish procedures to certify that swine herds are negative for PRRS and maintain a list of these herds. Appropriation. (\$\$) -- HB2801 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2802 RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PROCESSING ENTERPRISES. Representative Abinsay (586-6010)
Authorizes the issuance of special purpose revenue bonds to assist the Hawaii Food Resource Center in planning and building a multi function food processing facility on Oahu. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB2802
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Multiple Referral to ECD then WAM (586-7335)

HB2803 HD2 (HSCR 851-00) RELATING TO PLANT AND NON-DOMESTIC ANIMAL QUARANTINE. Representative Abinsay (586-6010)
Establishes plant import provision. Requires the board of agriculture to maintain a list of restricted plants that require a permit for entry into the State. Requires the department of agriculture to designate specific plants that spread or may be likely to spread an infestation or infection of an insect, pest, or disease that is detrimental or potentially harmful to agriculture, horticulture, the environment, animal health, or public health. Provides that these plants, or plant species designated by rule as noxious weeds are designated as restricted plants. Establishes animal import provision. Requires the board to maintain a list of conditionally approved, restricted, and prohibited animals to be entered into the State. Establishes an ad hoc panel to identify whether an animal is a prohibited hybrid animal when the department suspects that the lineage of the animals is not as stated by the owner or on other official documents. Requires animals on the lists of conditionally approved and restricted animals to be imported only by permit. Allows the department to issue a special permit on a

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case by case basis for the importation and possession of an animal that is not on the lists of prohibited, restricted, or conditionally approved animals, for the purpose of remediating medical emergencies or agricultural or ecological disasters, or conducting medical or scientific research in a manner that the animal will not be detrimental to agriculture, the environment, or humans. Establishes microorganism import provision. Requires the board of agriculture to maintain a list of nonrestricted microorganisms allowed entry into the State without a permit, a list of restricted microorganisms that requires a permit for import into the State and possession, and a list of restricted microorganisms that are select human pathogens allowed entry into the State without a permit but which require the department to notify the department of health of entry for the purpose of possible department of health inspectig. Authorizes the department of agriculture to issue an emergency permit on a case by case basis to a state or federal agency or state university to allow import and possession of a microorganisms on a list of restricted microorganism or an unlisted microorganism for the purpose of remediating any emergency or disaster affecting agriculture, horticulture, the environment, animal health or public health. Provides criteria. Establishes provision relating to permit requirement. Prohibits any person to possess, propagate, sell, transfer or harbor any animal included on the list of prohibited animals maintained by the board. Provides exceptions. Requires the board of agriculture to adopt rules to establish methods to obtain public input and to notify the public as to any additions to or deletions from the lists required. Establishes the permit revolving fund to be administered by the department of agriculture. Provides that the department shall expend moneys in the permit revolving fund to facilitate the processing and issuance of permits, amendment of lists of creatures prohibited or allowed for import, compliance monitoring activities, and for training, personnel, educational workshops, materials and equipment, and other purpose deemed necessary. Defines microbial product and unlisted microorganism. Amends the conditions of importation provision. Requires the department to designate other articles that shall require a department letter of authorization or registration in advance of importation. Amends soil, plants, animals, etc., importation or possession prohibited provision by repealing the requirement for a list of prohibited microorganisms and plants by the board of agriculture. Authorizes the department to assess fees for the registration of microbial products containing certain strains of microorganisms. Provides that any interim rule shall be published at least once statewide within 12 days of issuance. Repeals provision relating to certified importers of microorganisms. Appro- HB2803 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2809 HD1 (HSCR 577-00)

RELATING TO THE PENAL CODE. Representative Santiago (586-6380)
Increases the penalty for desecration from a misdemeanor to a class C felony.
-- HB2809 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to JDC (586-6030 or 586-7100)

HB2820 HD1 (HSCR 772-00)

RELATING TO EDUCATION. Representative Ito (586-8470)
Proposes to amend the constitution and amends special purpose revenue bonds provisions to allow special purpose revenue bonds to be authorized or issued to finance educational facilities provided to the general public at independent not for profit elementary and secondary schools, and universities and colleges. -- HB2820 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU/ WAM/ then JDC (586-6230)

HB2822 HD1 (HSCR 235-00)

RELATING TO SCHOOL ADMINISTRATORS. Representative Ito (586-8470)

HOUSE BILLS WHICH PASSED THIRD READING

Appropriation to the department of education for the school administrator program. (\$\$) -- HB2822 HD1
Mar=03 00 Introduction/Passed First Reading - Senate
Mar=03 00 Multiple Referral to EDU then WAM (586-6230)

HB2823 HD2 (HSCR 819-00)

RELATING TO MOTOR CARRIERS. Representative Ito (586-8470)
Amends the exemption to the motor carrier law for persons operating motor vehicles when engaged in the transportation of school children and teachers to and from school and school functions at special rates. Provides that only the operation of active, federally compliant school buses shall be exempt from advertising provisions and motor carrier fees and charges. -- HB2823 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to TIA then CPN (586-6970)

HB2829 HD2 (HSCR 738-00)

RELATING TO THE ELECTIONS APPOINTMENT AND REVIEW PANEL.
House Speaker Say (BR) (586-6100)
Amends provision relating to appointment of chief election officer. Allows the chief election officer to be removed by the elections appointment and review panel at any time and for good cause rather for any cause. Appropriation to the office of lieutenant governor for the elections appointment and review panel to perform their duties. (\$\$) -- HB2829 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to JDC then WAM (586-6030 or 586-7100)

HB2834

MAKING AN APPROPRIATION FOR LEGISLATIVE INTERNAL COMPUTER NETWORK. House Speaker Say (586-6100)
Appropriation to the senate and the house of representatives to purchase hardware and software to upgrade the legislative internal computer network. (\$\$) -- HB2834
Mar=07 00 Introduction/Passed First Reading - Senate
Mar=07 00 Single Referral to WAM (586-6890 or 586-6760)

HB2835 HD2 (HSCR 842-00)

RELATING TO WATERSHED PROTECTION. House Speaker Say (586-6100)
Establishes a special fund known as the watershed protection trust fund to be administered by the commission on water resource management to fund public and private watershed management projects benefitting water quality, water quantity, and general watershed values within watershed management areas. Establishes a review board of the watershed protection trust fund under the commission. Requires the board to identify and recommend to the commission watershed management area; develop and recommend to the commission criteria for selecting eligible watershed management projects; review watershed management project proposals for funding from the trust fund; and recommend to the commission for approval watershed management projects and the amount of funds from the trust fund to allocate for the projects. Establishes the water assessment and powers provision. Provides that the assessment shall be based on the consumption of water for domestic purpose at a rate of not more than ____ cents per 1000 gallons. Authorizes the commission to require the public utilities commission to levy the assessment on the public utilities companies. Prohibits assessment under this provision to be made on the use of water for non domestic purpose, including agricultural, industrial, and commercial purposes. Requires the assessment to paid into the watershed protection trust fund. Requires the commission to adopt rule including but not limited to provide for the process and method of establishing the assessment. -- HB2835 HD2
Mar=09 00 Introduction/Passed First Reading - Senate
Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HB2836 HD1 (HSCR 753-00)

RELATING TO CONVEYANCE TAX. House Speaker Say (586-6100)

HOUSE BILLS WHICH PASSED THIRD READING

Establishes that the priority for the natural area reserve fund shall be to natural area partnership and forest stewardship programs and projects undertaken in accordance with watershed management plans or watershed management plans negotiated with private landowners. Also amends Act 170, session laws of 1998. -- HB2836 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HB2846 HD1 (HSCR 520-00)

RELATING TO CONDOMINIUM PROPERTY REGIMES. Representative Cachola (586-6110)

Establishes provision relating to lease rent renegotiation. Provides that the by laws of any association of apartment owners, any lease or sublease of the property or of an apartment or an undivided interest in the land to an apartment owner, whenever any lease or sublease of the property, an apartment, or an undivided interest in the land to an apartment owner provides for the periodic renegotiation of lease rent, the association of apartment owners shall represent the apartment owners in all negotiations and proceedings for the determination of lease rent as a common expense of the association. Provides criteria. -- HB2846 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to GOH then CPN (586-6450)

HB2876 HD2 (HSCR 603-00)

RELATING TO GENERAL EXCISE TAX. Representative Suzuki (586-6220)

Amends general excise tax provisions to allow contractors to report on a cash basis provided the taxpayer notifies the department of taxation of the basis upon which the tax imposed is to be reported. -- HB2876 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to WAM (586-6890 or 586-6760)

HB2877 HD2 (HSCR 739-00)

RELATING TO PUBLIC CONTRACTS. Representative Suzuki (586-6220)

Amends provision relating to contract provision for retainage. Provides that where a subcontractor has provided evidence to the contractor of current performance and payment bond for the project, that is acceptable to the contractor and executed by a surety company authorized to do business in the State; or any other bond acceptable to the contractor; the retention amount withheld by the contractor from its subcontractor shall be the same percentage of retainage as that on the contractor. Provides that this provision shall also apply to subcontractors who subcontract work to other subcontractors. -- HB2877 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to GOH then WAM (586-6450)

HB2878 HD2 (HSCR 754-00)

RELATING TO PUBLIC CONTRACTS AND PROCUREMENT. Representative Suzuki (586-6220)

Amends provision relating to prompt payment on state contracts. Provides that upon final payment to the contractor, full payment to the subcontractor shall be made within 10 days after receipt of the money; provided there are no bona fide disputes over the contractors performance, and the subcontractor has provided evidence to the contractor of a current trust fund contribution bond acceptable to the contractor in an amount not less than the subcontractor's 3 months of trust fund contribution; a performance and payment bond for the project executed by a surety company authorized to do business in this State; any other bond acceptable to the contractor; or any form of collateral acceptable to the contractor may be substituted for the trust fund contribution bond. Provides that where a contractor fails to pay in accordance with this provision, there shall be imposed a penalty of 1 and 1/2 per cent per month on amounts outstanding due to the subcontractor. Provides that when a contractor is found in violation 3 or more times within 2 years of the 1st violation, the contractor's name shall be

HOUSE BILLS WHICH PASSED THIRD READING

referred to the contractor license board by the procurement agency. -- Provides that this Act shall apply to all public contracts entered into after June 30, 2000. -- HB2878 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to GOH then WAM (586-6450)

HB2891 HD1 (HSCR 666-00)

RELATING TO COMBATIVE SPORTS. Representative Santiago (586-6380) Changes the no rules combat or similar contests to combative sports. Prohibits a person to hold, promote, advance, profit from, or participate as a contestant in a combative sport. Provides that any person who knowingly promotes, advances, or profits from a combative sport shall be guilty of a misdemeanor. Further provides that persons convicted in the previous 5 years of violating this provision shall be guilty of a class C felony. Defines combative sport to mean any contest, match, exhibition, or activity other than boxing, sparring, wrestling, or martial arts wherein contestants or participants deliver, or are not forbidden by the applicable rules thereof, from delivering kicks, punches, or blows of any kind to the body of an opponent or opponents. -- HB2891 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN then JDC (586-6830 or 586-6460)

HB2895 HD1 (HSCR 689-00)

RELATING TO ENVIRONMENTAL IMPACT STATEMENTS. Representative Morita (586-8435)

Redefines environmental impact statement to mean an informational document prepared in compliance with rules adopted and which discloses the environmental effects of a proposed action, effects of a proposed action on the economic welfare, social welfare, and cultural practices of the community and the state. -- Redefines significant effect to mean the sum of effects on the quality of the environment, including actions that adversely affect the economic welfare, social welfare, or cultural practices of the community or state. -- HB2895 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to LRE then WAM (586-7330)

HB2901 HD2 (HSCR 722-00)

RELATING TO THE NEW ECONOMY. Representative Morihara (586-6330) Amends the duties of the special advisor for technology development to include developing a plan for the reorganization or consolidation of the Hawaii strategic development corporation, the natural energy laboratory of Hawaii authority, and the high technology development corporation and to facilitate the efforts of the private sector in a manner that is coordinated, focused, and responsive to the needs of that sector. -- Establishes that a qualified high technology business may apply to the department of taxation to sell its unused net operating loss carryover or unused tax credits to another taxpayer. -- Amends income tax provisions by defining computer data, computer program, computer software, investment, and qualified high technology business. Provides that section 704 of the Federal Internal Revenue Code (with respect to a partner's distributive share) shall be operative for income tax purposes except that it shall not apply to allocations of high technology business investment tax credit. -- Amends the income tax exclusion of royalties and other income from high technology businesses to include trade secrets. Also amends the exemption of stock options from qualified high technology businesses, and the high technology business investment income tax to repeal the definition of computer software and qualified high technology business. -- Amends the income tax credit for increasing research activities to provide that section 41 of the Federal Internal Revenue code shall remain in effect until December 31, 2005 (sunset), even if it is repealed or terminated. -- Amends provisions relating to investments of the pension and retirement systems. Provides that at least 10 per cent of alternative investments may be dedicated as venture capital investments by the board of trustees in qualified high technology businesses. -- Appropriation to the

HOUSE BILLS WHICH PASSED THIRD READING

department of education for the expansion of the department's E Academies to provide students at virtual onsite locations based at selected high schools with academic standards based instruction and assessments in technology, science, math, and engineering. -- Appropriation to the university of Hawaii to establish the Pacific center for advanced technology training where a coordinated statewide approach to designing and delivering customized training to the high technology industry in Hawaii will be implemented. -- Appropriation to the department of labor and industrial relations for the millennium workforce development program to prepare students for the workforce of the new economy. -- Appropriation to the university of Hawaii to conduct advanced communications research at the college of engineering. -- Appropriation to the university of Hawaii for the expansion of research, scholarship, and instruction in electronic commerce at the college of business administration. -- Appropriation to the university of Hawaii to conduct research in molecular genetics at the school of medicine. -- Appropriation to the university of Hawaii to develop new programs and enhance existing programs at the university of Hawaii at Hilo to prepare students for the workforce of the new economy. -- Repeals provision relating to the governor's special council for technology development requiring the council to be appointed with the advice and consent of the senate. Exempts the council from annually filing a disclosure of financial interest with the state ethics commission. -- Amends provision relating to the Hawaii tourism authority. Authorizes the authority to enter into contracts and agreements for the promotion of Hawaii, through a coordinated statewide effort, as an internet and server friendly place to conduct electronic commerce, including entering into appropriate public private sector business partnerships. (\$\$) -- HB2902 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU/ CPN/ ECD/ then WAM (586-6230)

HB2906 HD1 (HSCR 785-00)

RELATING TO TOWING COMPANIES. Representative Hiraki (586-6180)

Establishes that the registered owner or lessee of a commercial tow truck shall permanently affix on each door of the truck a sign with the name and telephone number of the tow business. -- HB2906 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Single Referral to TIA (586-6970)

HB2946 HD1 (HSCR 590-00)

RELATING TO FIREARMS. House Speaker Say (BR) (586-6100)

Amends definition of electric gun to mean any portable device that is electrically operated to project a missile or electromotive force; it does not include defibrillators used in emergency situations. -- Provides that provision relating to restriction on possession, sale, gift, or delivery of electric guns shall not apply to law enforcement officers of county police and sheriff departments of this State, or vendors providing electric guns to those entities for the purpose of studying the utility of electric guns in law enforcement in the State. Provides that no more than 3 electric guns per county shall be allowed into the State. Requires these electric guns to remain in the custody and control of the county police or sheriff department at all times. -- HB2946 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA then JDC (586-6970)

HB2951 HD1 (HSCR 664-00)

RELATING TO MOTOR VEHICLES. House Speaker Say (BR) (586-6100)

Allows any police officer whose responsibility is to conduct vehicle theft investigations to inspect the premises of a motor vehicle repair dealer required to be registered. -- HB2951 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to TIA then CPN (586-6970)

HB2955 HD1 (HSCR 755-00)

RELATING TO NEW ECONOMY SKILLS TRAINING. Representative Luke

HOUSE BILLS WHICH PASSED THIRD READING

(586-8530)

Provides an income tax credit for new economy skills training. Requires an employer to create a new technology related job to be filled by the employee receiving the technology training or an individual taxpayer must acquire, within 1 year of completion of the technology training, a technology related job that pays 15 per cent more than the taxpayer's previous job. -- HB2955 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD/ EDU/ then WAM (586-7335)

HB2959 HD3 (HSCR 806-00)

RELATING TO THE ENTERTAINMENT INDUSTRY. Representative Takai (586-8455)

Establishes provision relating to the Hawaii television and film development loan guarantee program. Establishes the Hawaii television and film development board to be attached to the department of business, economic development, and tourism. Provides that the board shall administer the Hawaii television and film development loan guarantee program and the Hawaii television and film development special fund. Establishes the Hawaii television production special fund to provide grants or loans to assist in the production of eligible Hawaii projects; attracting non Hawaii based production companies to develop eligible Hawaii projects; and funding eligible Hawaii projects under agreements with any state or county agency or other public or private organization. Establishes provision relating to Hawaii television and film development loan guarantee indemnity program to guarantee a certain amount of 1 or more qualified Hawaii project production loans as a means to facilitate access to capital for the production of entertainment. Allows the board to approve the issuance of a guarantee of a qualified Hawaii project loan or loans for the production of more than 1 eligible Hawaii project by a single producer. Prohibits the board to approve the issuance of a loan guarantee except upon approval of an application submitted with the approval of a Hawaii lender who has agreed to make a qualified Hawaii project production loan. Provides the requirements to qualify as a Hawaii project production loan and application for loan guarantee. Provides criteria. Establishes indemnity requirements. Requires the indemnity to be issued by the board as the beneficiary of the indemnity by an insurance company, surety company, or financial institution that is licensed and authorized to do business in the State, and approved by the board. Requires the borrower to file with the board a surety bond indemnifying the State, the lender, and the entity that provide an indemnity against loss that results from the eligible Hawaeing completed by the date and for the budget certified to the board in the application. Provides penalty for violation and limitations in program. Annual report to the governor and the legislature. Changes the amount of income tax credit from 4 to ____ per cent of the costs incurred in the State in the production of motion picture or television films.

Appropriation out of the tourism special fund to the department of business, economic development, and tourism to be deposited into the Hawaii television and film development special fund. (\$\$) -- HB2959 HD3

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2961 HD3 (HSCR 756-00)

RELATING TO TOBACCO. Representative Takai (586-8455)

Establishes provisions for export and foreign cigarettes. Prohibits the sale, distribution, transport for sale, or import or cause to be imported for sale: cigarettes labeled not to be sold, distributed, or used in the US; cigarettes that do not comply with federal law regarding warnings and other information; cigarettes whose package do not comply with all federal trademark and copyright laws; and cigarettes for which there has not been submitted the list of ingredients added to the tobacco. Establishes monthly tax filing requirement for a licensed person to import cigarettes. Establishes civil and criminal penalties, confiscation and seizure, forfeiture, unfair trade practices, and deceptive

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cigarette sales. Requires the attorney general, the prosecuting attorneys of the counties, and the police departments to enforce these provisions. -- HB2961 HD3

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN/ JDC/ then WAM (586-6830 or 586-6460)

HB2964 HD1 (HSCR 163-00)

RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT.

Representative Espero (586-6360)

Appropriation to the community based economic development program of the department of business, economic development, and tourism for the planning, design, and construction of physical improvements selected as part of an existing or emerging comprehensive, regional, multi sector community based strategic action planning process coordinated by the Hawaii alliance for community based economic development and implemented by the appropriate regional community based economic development non profit organization lead entity. (\$\$) -- HB2964 HD1

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to ECD then WAM (586-7335)

HB2973 HD2 (HSCR 757-00)

MAKING AN APPROPRIATION FOR MICONIA ERADICATION.

Representative Souki (586-9444)

Appropriation to the department of land and natural resources for miconia eradication in the counties of Hawaii, Kalawao, Kauai, and Maui and the city and county of Honolulu, provided that it be a cooperative effort of the departments of agriculture and land and natural resources. (\$\$) -- HB2973 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD/ LRE/ then WAM (586-7335)

HB2976 HD1 (HSCR 683-00)

RELATING TO ACTIONS WHICH CONCERN PROGRAMS OR DEVELOPMENT PROJECTS. Representative Cachola (586-6110)

Amends provisions relating to environmental impact statements by redefining action to mean a program or project to be initiated by any agency or applicant but excluding any marketing and promotional program that does not require a discretionary permit. -- HB2976 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to LRE/ ECD/ then WAM (586-7330)

HB2983 HD1 (HSCR 517-00)

RELATING TO CAPTIVE INSURANCE. Representative Menor (586-6150)

Amends captive insurance company provisions to establish class 5 companies.

Provides that a class 5 company acts only as a reinsurer or excess insurer, or both. -- HB2983 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Single Referral to CPN (586-6830 or 586-6460)

HB2984 HD2 (HSCR 855-00)

RELATING TO MINIMUM WAGE. Representative Takamine (586-6200)

Amends provisions relating to the wage and hour law. Requires every employer to pay each employee at the rate no less than 5.75 dollars per hour beginning January 1, 2003. Authorizes the hourly wage of a tipped employee to be increased, effective January 1, 2003, on the account of tips if the employee is paid no less than 22 cents below the applicable minimum wage and the combined amount the employee receives from the employer and in tips is at least 50 cents more than the applicable minimum wage. -- HB2984 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to LRE then WAM (586-7330)

HB2986 HD2 (HSCR 758-00)

RELATING TO THE STATE RISK MANAGEMENT AND INSURANCE ADMINISTRATION. Representative Hamakawa (586-8480)

Amends the state risk management and insurance administration provision by

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adding the definition of captive insurance company to mean any pure captive insurance company, risk retention captive insurance company, association captive insurance company, or lease capital facility formed or licensed. Authorizes the state comptroller to establish a captive insurance company. Repeals the dissolution under the fund advancement provision. Provides that the comptroller may obtain appropriate and sufficient reinsurance to cover the liability of a captive insurance company. -- HB2986 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to CPN then WAM (586-6830 or 586-6460)

HB2996 HD2 (HSCR 740-00)

RELATING TO AGRICULTURAL LOANS. Representative Abinsay (586-6010) Amends provision relating to agricultural loans. Amends the objectives and powers and duties of the department of agriculture provisions to include food manufacturers. Provides that the department of agriculture may insure up to 90 per cent of the principal balance of a loan, plus interest due thereon, made to a qualified farmer, qualified new farmer or qualified food manufacturer by a private lender who is unable to otherwise lend the applicant sufficient funds at a reasonable rates. Provides that class E loans to food manufactures shall not be subject to the general eligibility requirements for loans provision. Provides that to be eligible for loans, a food manufacturer shall be licensed to do business in the State, and the controlling interest of the entity shall possess a minimum of 2 years relevant processing or manufacturing experience as acceptable to the department of agriculture. Requires the entity to process Hawaii grown agricultural products or use Hawaii grown agricultural products as an ingredient in the manufacturing process. Provides that the amount for facility loans shall not exceed 500,000 dollars or 80 per cent of the cost of the project, whichever is the lesser. Further provides that the requirements for loans shall be waived for food manufacturing loans, however, the entity shall be a sound credit risk with the ability to repay the money to borrowed. Establishes class G loans to part time farmers for farm improvement and operating purposes including loans for purchase, construction, improvement of farm production and growing structure; the purchase of farm equipment or livestock; and the payment of production and marketing expenses. Provides that the liquidation of indebtedness incurred for any of the purposes under this provision and for living expenses shall not be authorized purposes. Limits the amount of each loan to 25,000 dollars for 10 years term. Repeal the terms farm and agricultural under the security for loans, mortgages and conditions provisions. -- HB2 Mar=09 00

Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB2997

RELATING TO AQUACULTURE LOANS. Representative Abinsay (586-6010) Amends provision relating to aquaculture loans by increasing the loan amount that applicants may borrow for class A to 400,000 dollars for aquaculture farm ownership and improvement loans; class B to 400,000 dollars for aquaculture operating loans; class C to 500,000 dollars for facility loans and 300,000 dollars for operating loans. Extends the loan term for class C loans from 3 to 7 years. -- HB2997

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to ECD then WAM (586-7335)

HB2999 HD2 (HSCR 796-00)

RELATING TO THE RIGHT TO FARM. Representative Abinsay (586-6010) Amends provision relating to the Hawaii right to farm Act. Repeals the established date of operation definition. Redefines farming operation to include silvicultural, apiary products, and products and plant and animal production for nonfood uses. Provides that farming operations substantially complied with statutes, ordinances, regulations, or rules relevant to the nuisance complaint; and has used reasonable care in conducting its operation during the 12 months period preceding the filing of the nuisance complaint with a court or other

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adjudicative public body shall not be found to constitute a nuisance. -- HB2999
HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then JDC (586-7335)

HB3001 HD2 (HSCR 759-00)

RELATING TO NONCOMMERCIAL PIERS. Representative Ito (586-8470)

Establishes private residential noncommercial piers. Allows the board of land and natural resources to lease, by direct negotiation and without recourse to public auction, state submerged lands or lands beneath tidal waters for private residential noncommercial piers on such terms and conditions as may be prescribed by the board. Repeals restriction requiring leased public lands to have a sign on piers indicating the public's right to the use of the pier. Allows the board of land and natural resources to grant easement or lease of state submerged lands or lands beneath tidal waters used for moorings, cables or noncommercial piers without the approval of the governor and the legislature. Repeals the authority granted to the department of land natural resources to enter into lease agreements with owners of private residential noncommercial piers on June 30, 2005 (sunset). -- HB3001 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to WLH then WAM (586-7793)

HB3002 HD2 (HSCR 741-00)

RELATING TO PLAYGROUNDS IN SCHOOLS. Representative Ito (586-8470)

Authorizes the issuance of general obligation bonds for appropriation to the department of accounting and general services for the renovation of playgrounds in schools to ensure compliance with the US consumer product safety commission (guidelines for public playgrounds), American society for testing and materials (bulletin F-14 87-99), and Americans with disabilities act (accessibility guidelines). Requires funds to be used for new equipment, for appropriate surfacing materials, to provide accessibility to equipment and play areas, and for any other items necessary to ensure compliance with the applicable guidelines, provided that funds be allocated only according to the school master plan for playground areas as approved by the department of education. (\$\$) -- HB3002 HD2

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to EDU then WAM (586-6230)

HB3014 HD1 (HSCR 553-00)

RELATING TO SPECIAL PURPOSE REVENUE BONDS. House Speaker Say (586-6100)

Authorizes the issuance of special purpose revenue bonds to assist Rickmar Properties, Inc. or a partnership in which Rickmar Properties, Inc. is a general partner, or the successor in interest or assignee of Rickmar Properties, Inc. for the district cooling project. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- HB3014 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to ECD then WAM (586-7335)

HB3016 HD1 (HSCR 852-00)

RELATING TO MEDICAL ASSISTANCE TO LOW-INCOME PERSONS.

Representative Fox (586-8520)

Appropriation to the department of human services to raise the income eligibility of the medically needy program to 133 per cent of the assistance allowance. (\$\$) -- HB3016 HD1

Mar=09 00 Introduction/Passed First Reading - Senate

Mar=09 00 Multiple Referral to HHS then WAM (586-6130)

HB3018

RELATING TO CHILD ABUSE. Representative Kaho'ohalahala (586-6790)

Requires suspected child abuse or neglect or the existence of a substantial risk that child abuse or neglect may occur to be reported to the department of

HOUSE BILLS WHICH PASSED THIRD READING

human services or to the police department. Prohibits the police department to identify a person reporting a case of child abuse or neglect except pursuant to court order or with the person's written consent. -- HB3018

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to HHS/ TIA/ then JDC (586-6130)

HB3021 HD1 (HSCR 334-00)

RELATING TO GASOLINE. Representative Stegmaier (586-6420)

Prohibits gasoline used in motor vehicles to contain methyl tertiary butyl ether. Establishes a fine of 25,000 dollars for each separate occurrence or an amount equal to 3 times the cost of cleaning up the contamination which will be deposited into the environmental response revolving fund. -- HB3021 HD1

Mar=03 00 Introduction/Passed First Reading - Senate

Mar=03 00 Multiple Referral to LRE then WAM (586-7330)

HB3022 HD1 (HSCR 372-00)

MAKING AN APPROPRIATION FOR CHILD CARE CERTIFICATION.

Representative Stegmaier (586-6420)

Appropriation to the department of labor and industrial relations to provide income qualified mothers, who concurrently enroll in a program to receive a child development associate credential, the opportunity to become trained child care providers in family care settings. (\$\$) -- HB3022 HD1

Mar=07 00 Introduction/Passed First Reading - Senate

Mar=07 00 Multiple Referral to LRE/ HHS/ then WAM (586-7330)